2. BLOOMLAND CORP. & GARCEN CORP. (Applicant)

02-1-CZ13-1 (01-391) Area 13/District 8 Hearing Date: 7/11/02

Property Owner (if different from applicant) Same.	
Is there an option to purchase $\ \ \ \ \ \ \ \ \ \ \ \ \ $	ne
If yes, who are the interested parties?: Safeguard Storage Properties, LLC.	
Disclosure of interest form attached? Yes ☑ No □	

Previous Zoning Hearings on the Property:

<u>Year</u>	Applicant	Request	Board	Decision
1958	Henry Freeman	Zone change from AU to BU-1A.Special permit for retail plant nursery.	BA	Approved
1998	Reismant Reuitz	Variance on signs.	CZAB-13	Approved

Action taken today does not constitute a final development order, and one or more concurrency determinations will subsequently be required. Provisional determinations or listings of needed facilities made in association with this Initial Development Order shall not be binding with regard to future decisions to approve or deny an Intermediate or Final Development Order on any grounds.

TEAM METRO KENDALL OFFICE

ENFORCEMENT HISTORY

Bloomland Corp. & Garcen Corp.	East side of S Dixie Hwy, North of Theo. SW 172 St.
APPLICANT	ADDRESS
7/11/02	01-391
DATE	HEARING NUMBER

CURRENT ENFORCEMENT HISTORY:

6/12/2002

No prior open cases. An inspection revealed overgrowth on the property in violation of Chapter 19. A Civil Violation Notice (CVN) #796979 has been issued. Case number 200202004381.

MIAMI-DADE COUNTY DEPARTMENT OF PLANNING AND ZONING RECOMMENDATION TO THE BOARD OF COUNTY COMMISSIONERS

APPLICANT: Bloomland Corp. & Garcen Corp.

PH: Z01-391 (02-1-CZ13-1)

SECTION:

33-55-40

DATE: July 11, 2002

COMMISSION DISTRICT: 8

ITEM NO.: 2

A. INTRODUCTION

o REQUESTS:

HERITAGE SQUARE CONDOMINIMUM ASSOCIATION is appealing the decision of Community Zoning Appeals Board #13 on BLOOMLAND CORP. & GARCEN CORP. which approved the following:

(1) SPECIAL EXCEPTION to permit a self-service storage facility.

Plans are on file and may be examined in the Zoning Department entitled "Safeguard Storage," as prepared by Zamora & Assoc. and dated received November 7, 2001 and Landscape Plans, as prepared by Witkin Design Group entitled "Safeguard Storage," and dated received November 7, 2001; 7 pages of plans prepared by Kenneth R. Carlson, Architect, P.A. and dated 11/5/01 and "Map of Land Survey," as prepared by Charles E. Rossi, P.L.S., Inc. and dated 9/26/01. Plans may be modified at public hearing.

o <u>SUMMARY OF REQUESTS:</u>

This application will allow the applicant to develop the site with a self-service storage facility.

o LOCATION:

Lying on the east side of S. Dixie Highway and north of theoretical S.W. 172 Street F/K/A: 17171 S. Dixie Highway, Miami-Dade County, Florida.

o SIZE: 2.04 acres.

o IMPACT:

The approval of this request will allow the applicant to provide a service to the community by operating a four-story self-service storage facility. This application will bring additional traffic and noise into the neighborhood.

B. **ZONING HEARING HISTORY**:

In 1958, Resolution BA-11458-58 approved a zone change from AU to BU-1A and a Special Permit was also granted that allowed a retail plant nursery to operate on this site. In 1984, the Zoning Appeals Board (ZAB) granted a variance for signs on this site (4ZAB-392-84).

Bloomland Corp. & Garcen Corp. Z01-391 Page 2

C. COMPREHENSIVE DEVELOPMENT MASTER PLAN (CDMP):

The Adopted 2005 and 2015 Land Use Plan designates the subject property as being 1. within the Urban Development Boundary for business and office.

NEIGHBORHOOD CHARACTERISTICS: D.

ZONING

LAND USE PLAN DESIGNATION

Subject Property:

BU-1A: vacant

Business and Office

Surrounding Properties:

NORTH: BU-1A; shopping center

Business and Office

SOUTH: RU-4A; 4-story apartment building

Business and Office

RU-3M; apartments EAST:

Residential, 2.6 to 6.0 dua

WEST: BU-3; Auto Nation used car sales

Business and Office

The subject parcel is located on the east side of the northbound lane of South Dixie Highway in the Perrine area of south Miami-Dade County. This commercial area maintains a myriad of businesses ranging from used car sales lots to restaurants. There is residential development to the east and a four-story apartment complex to the south.

SITE AND BUILDINGS: E.

Site Plan Review:

Scale/Utilization of Site:

Location of Buildings: Compatibility:

Landscape Treatment:

Open Space: Buffering:

Access:

Parking Layout/Circulation: Visibility/Visual Screening:

Energy Considerations:

Roof Installations: Service Areas: Signage:

Urban Design:

Acceptable

Acceptable

Acceptable Acceptable

Acceptable

Acceptable Acceptable

Acceptable

Acceptable

N/A N/A N/A

N/A

Acceptable

Bloomland Corp. & Garcen Corp. Z01-391 Page 3

F. PERTINENT REQUIREMENTS/STANDARDS:

The Board shall hear an application for and grant or deny special exceptions; that is, those exceptions permitted by regulations only upon approval after public hearing, new uses and unusual uses which by the regulations are only permitted upon approval after public hearing; provided the applied for exception or use, including exception for site or plot plan approval, in the opinion of the Community Zoning Appeals Board, would not have an unfavorable effect on the economy of Miami-Dade County, Florida, would not generate or result in excessive noise or traffic, cause undue or excessive burden on public facilities, including water and sewer, solid waste, disposal, recreation, transportation, streets, roads, highways or other such facilities which have been constructed or which are planned and budgeted for construction, are accessible by private or public roads, streets or highways, tend to create a fire or other equally or greater dangerous hazards, or provoke excessive overcrowding or concentration of people or population, when considering the necessity for and reasonableness of such applied for exception or use in relation to the present and future development of the area concerned and the compatibility of the applied for exception or use with such area and its development.

G. NEIGHBORHOOD SERVICES:

DERM
Public Works
Parks
No objection
MDTA
No objection
No comment

H. ANALYSIS:

Heritage Square Condominium Association is appealing the March 6, 2002 decision of the Community Zoning Appeals Board-13 on Bloomland Corp. & Garcen Corp. which approved this application with conditions by a vote of 3-1.

The subject property is located on the east side of the northbound lane of South Dixie Highway and north of theoretical S.W. 172 Street and is the former location of Natureland Nursery. The plans submitted by the applicant depict a four story, 64,000 sq. ft. self-service storage building located on the southeast portion of the property with parking provided to the north and west of the proposed building. Ingress and egress is provided from South Dixie Highway. The plans depict a proposed 6' high CBS wall along the east and south property lines where the subject property abuts residentially zoned property and landscaping is provided throughout the site.

The Department of Environmental Resources Management (DERM) has no objections to this application and has indicated that it meets the Level of Service (LOS) standards set forth in the Master Plan. However, the applicant will have to comply with all DERM

Bloomland Corp. & Garcen Corp. Z01-391 Page 4

conditions as set forth in their memorandum pertaining to this application. The **Public Works Department** has **no objections** to this application. This application will generate an additional 59 p.m. daily peak hour vehicle trips to this area. However, said trips will not exceed the acceptable Level of Service (LOS) on the area roadways which are currently at LOS "B," "C," and "D." The Cutler Ridge District of the Miami-Dade Police Department serves this area. In March 2002, that District had an average emergency response time of 4.6 minutes.

This application will allow the applicant to provide a service to the community by operating a four-story self-service storage facility. The use proposed will be consistent with the Business and Office designation of this site by the Master Plan and will be compatible with other commercial ventures along South Dixie Highway. The submitted plans provide a 6' high wall along the east and south property lines, a 60' wide extensively landscaped area to the east of the proposed building, and an approximately 43' wide extensively landscaped area to the south of the proposed building which will significantly buffer the proposed use from the adjacent residential uses to the east and south. The submitted site plan is well designed and with the aforementioned additional landscaping and wall, will be compatible with the surrounding area, including the adjacent residential uses. Notwithstanding, staff notes that the Third District Court of Appeals has held invalid the standards for non-use variances, special exceptions, unusual uses, new uses requiring a public hearing, and modifications of conditions and covenants. The County Attorney's Office is seeking a review of the decision in the Florida Supreme Court. While the case is pending, the decision is in effect and binding on all parties. Its impact is to suspend consideration of zoning applications for most special exceptions, unusual uses, non-use variances, and modification of conditions and covenants. As such, staff recommends that this application be deferred.

H. **RECOMMENDATION:** Deferral.

I. **CONDITIONS:** None.

DATE INSPECTED: 12/17/01 **DATE TYPED:** 12/31/01

DATE REVISED: 02/01/02; 02/15/02; 06/14/02

DATE FINALIZED: 06/27/02

DO'QW:AJT:MTF:REM:JDR

Diane O'Quinn Williams, Director Miami-Dade County Department of

Liane (ille

Planning and Zoning



MEMORANDUM



TO:

Diane O' Quinn-Williams, Director

Department of Planning and Zoning

DATE:

November 30, 2001

SUBJECT:

C-13 #Z2001000391

Bloomland Corporation & Garcen

Corporation

17171 S. Dixie Highway

SE to Permit a Self-Storage Facility and NUV of Height Requirements

(BU-1A)(2.04 Ac.)

33-55-14

MIAMI-DADE COUNTY DIRECTOR'S OFFICE

DEPT. OF ELANNING & ZONING.

FROM:

Alyce M. Robertson, Assistant Director Environmental Resources Management

DERM has reviewed the subject application and has determined that it meets the minimum requirements of Chapter 24 of the Code of the Miami-Dade County, Florida. Accordingly, DERM may approve the application and it may be scheduled for public hearing. DERM has also evaluated the request insofar as the general environmental impact that may derive from it, and based upon the available information offers no objection to its approval.

Potable Water Supply:

Public water can be made available to this site, therefore, connection will be required.

Existing public water facilities and services meet the Level of Service (LOS) standards set forth in the Comprehensive Development Master Plan (CDMP). Furthermore, the proposed development order, if approved, will not result in a reduction in the LOS standards subject to compliance with the conditions required by DERM for this proposed development order.

Wastewater Disposal:

The closest public sanitary sewer is located approximately 220 feet from the site. Based on the proposed request, the subject property is within feasible distance for connection to the public sanitary sewer system; therefore, DERM shall require that any development on the site be connected to public sanitary sewers in accordance with Code requirements.

Existing public sanitary sewer facilities and services meet the Level of Service (LOS) standards set forth in the CDMP. Furthermore, the proposed development order, if approved, will not result in a reduction in the LOS standards subject to compliance with the conditions required by DERM for this proposed development order.

Additionally, in light of the fact that the County's public sanitary sewer system has limited collection/transmission and treatment capacity, no new sewer service connections can be permitted until adequate capacity becomes available. Consequently, final development orders for this site may not be granted unless adequate capacity in the sanitary sewer collection/transmission system becomes available or if approval for alternative means of sewage disposal can be obtained. Use of an alternative means of sewage disposal shall be an interim measure, with connection to the public sanitary sewer system required upon availability of adequate collection/transmission and treatment capacity.

C-13 #Z2001000391 **Bloomland Corporation & Garcen Corporation** Page 2

Stormwater Management:

All stormwater shall be retained on site utilizing properly designed seepage or infiltration drainage structures. Drainage plans shall provide for full on-site retention of the stormwater runoff of a 5-year storm event. Pollution Control devices shall be required at all drainage inlet structures.

A Standard General Environmental Resource Permit from DERM shall be required for the construction and operation of the required surface water management system. The applicant is advised to contact DERM in order to obtain additional information concerning permitting requirements.

Site grading and development shall comply with the requirements of Chapter 11C of the Code of Miami-Dade County.

Any proposed development shall comply with County and Federal flood criteria requirements. The proposed development order, if approved, will not result in a reduction in the Level of Service standards for flood protection set forth in the Comprehensive Development Master Plan subject to compliance with the conditions required by DERM for this proposed development order.

Hazardous Materials Management:

Due to the nature of uses allowed in the existing zoning classification, the applicant may be required to obtain DERM approval for management practices to control the potential discharge and spillage of pollutants associated with some land uses permitted in the underlying zoning district. The applicant is advised to contact the DERM Industrial Facilities Section concerning required management practices.

Operating Permits:

Section 24-35.1 of the Code authorizes DERM to require operating permits from facilities that could be a source of pollution. The applicant should be advised that due to the nature of some land uses permitted under the existing zoning classification, operating permits from DERM may be required. It is therefore suggested that the applicant contact DERM concerning operating requirements.

Fuel Storage Facilities:

Section 24-12.2 of the Code outlines regulations for any proposed or existing underground storage facilities. The regulations provide design, permitting, installation, modification, repair, replacement and continuing operation requirements and criteria. In addition, monitoring devices, inventory control practices and pressure testing of fuel storage tanks is required. The Storage Tank Section of DERM should be contacted for permitting requirements in this regard, if any fuel storage facility is requested.

Wetlands:

The subject site is not located in jurisdictional wetlands as defined in Chapter 24-3 and 24-58 of the Code; therefore, a Class IV Permit for work in wetlands will not be required by DERM.

Notwithstanding the above, permits from the Army Corps of Engineers (USACOE), the State of Florida Department of Environmental Protection (FDEP) and the South Florida Water

C-13 #Z2001000391

Bloomland Corporation & Garcen Corporation

Page 3

Management District (SFWMD) may be required for the proposed project. The applicant is advised to contact these agencies concerning their permit procedures and requirements.

Tree Preservation:

Section 24-60 of the Code requires the preservation of tree resources. A Miami-Dade County tree removal permit is required prior to the removal or relocation of any trees. The applicant is advised to contact DERM staff for permitting procedures and requirements.

Concurrency Review Summary:

The Department has conducted a concurrency review for this application and has determined that the same meets all applicable Levels of Service standards for an initial development order, as specified in the adopted Comprehensive Development Master Plan for potable water supply, wastewater disposal and flood protection. Therefore, the application has been approved for concurrency subject to the comments and conditions contained herein.

This concurrency approval does not constitute a final concurrency statement and is valid only for this initial development order as provided for in the adopted methodology for concurrency review. Additionally, this approval does not constitute any assurance that the LOS standards would be met by any subsequent development order applications concerning the subject property.

In summary, the application meets the minimum requirements of Chapter 24 of the Code and therefore, it may be scheduled for public hearing; furthermore, this memorandum shall constitute DERM's written approval as required by the Code. Additionally, DERM has also evaluated the application so as to determined its general environmental impact and after reviewing the available information offers no objections to the approval of the request.

cc: Al Torres, Zoning Services-P&Z Maria T. Fojo, Zoning Evaluation-P&Z Greg Adkins, Planning Division-P&Z Lynn Talleda, Zoning Hearings- P&Z

PUBLIC WORKS DEPARTMENT COMMENTS

Applicant's Name: Bloomland Corp. & Garcen Corp.

This Department has no objections to this application subject to the following:

Sidewalks/pedestrian walkways must have a minimum width of 5 feet, and 6 feet with thickened edge when adjacent to asphalt.

Driveway to US-1 must meet current F.D.O.T. access management requirements, contact the district office at 470-5367 for driveway and drainage permits.

This application does meet the traffic concurrency criteria for an Initial Development Order. It will generate 59 PM daily peak hour vehicle trips. The traffic distribution of these trips to the adjacent roadways reveal that the addition of these new trips does not exceed the acceptable level of service of the following roadways:

Sta. # F-332 S. Dixie Hwy. s/o SW 152 Ave. 9866 SW 168 St. w/o SW 87 Ave. F-346 S. Dixie Hwy. n/o SW 112 Ave. 9868 SW 168 St. w/o US-1 F-1114 SW 186 St. w/o US-1	טַ	LOS w/project C D B B D
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The request herein, constitutes an Initial Development Order only, and one or more traffic concurrency determinations will subsequently be required before development will be permitted.

Raul A. Pino, P.L.S.

JAN. CS 2002

Date

PETITION OF APPEAL FROM DECISION OF MIAMI-DADE COUNTY COMMUNITY ZONING APPEALS BOARD TO THE BOARD OF COUNTY COMMISSIONERS

TO THE BUARD OF GOOK!! GOMMING	•
CHECKED BY 4 AMOUNT OF FEE 399.00 RECEIPT # 1200303011	RECEIVED
	MAR 2 5 2002
DATE HEARD: <u>03/06/05</u>	ZONING HEARINGS SECTION MIAMI-DADE PLANNING AND ZONING DEPT.
BY CZAB#	BY
BY CZAB#	//
	DATE RECEIVED STAMP

***********************	由我们也有一个人的人的人的人的人的人的人的人的人的人的人的人的人的人的人的人的人的人的人的
This Appeal Form must be completed in accordance with the "and in accordance with Chapter 33 of the Code of Miami-Dade be made to the Department on or before the Deadline Date pres	
RE: Hearing No. <u>Z01-0391</u>	
Filed in the name of (Applicant) BLOOMCAND C	ORP. & GARCEN CORP
Name of Appellant, if other than applicant HERITAGE	E SQUARE ASSOCIATION, INC
Address/Location of APPELLANT'S property: PO. Box	311140
MIAMI, FLORIDA 33257	
Application, or part of Application being Appealed (Explanation): KESOLUTION NO:
CZABI3-2-02; SPECIAL EXCEPTION	ON TO PERMIT A SELF.
SERVICE STORAGE FACILITY	
Appellant (name): HERITAGE SQUARE ASSO hereby appeals the decision of the Miami-Dade County Commreference to the above subject matter, and in accordance Chapter 33 of the Code of Miami-Dade County, Florida, hereb of County Commissioners for review of said decision. The groreversal of the ruling of the Community Zoning Appeals Board (State in brief and concise language)	y makes application to the Board ounds and reasons supporting the are as follows:
DEE ATTACHED	- KUIDII +

APPELLANT MUST SIGN THIS TAGE

Date: 14 day of March	, year: 2002
Signed	b. J. Lehr VCE-CHAIR
	BONNIE J. LEHR
	Print Name
	17/80 S.W. 94 AVE #401
	Mailing Address
	205 0515021
	305.251.5026 Phone Fax
	1 1131.5
REPRESENTATIVE'S AFFIDAVIT	11 ~ 0
If you are filing as representative of an association or other entity, so indicate:	HERITAGE SUARE COND. ASSOC. Representing
2335514.161.161.161.161.161.161.161.161.161.1	Representing
·	DJ. Lehr
	Signature
	BONVIE J. LEHR.
	Print Name
	10. Box 471140
	Address
.	MIAMI FL. 33257-1140
	City State Zip
	(305) 255-7838
	Telephone Number
	7
Subscribed and Sworn to before me on the	14 day of Harch, year 208
	for the first
	Markey State Hilliam
William Tomas C Tam	Thermal .
James G. Jean Commission # Expires Oct.	DD 061732 (Statip/Scal)
Bonded T	Chru

Commission expires:

APPELLANT'S AFFIDAVIT OF STANDING

(must be signed by each Appellant)

STATE OF Florida
COUNTY OF Dade
Before me the undersigned authority, personally appeared <u>BONNIE J. LEHR</u> (Appellant) who was sworn and says that the Appellant has standing to file the attached appeal of a Community Zoning Appeals Board decision.
The Appellant further states that they have standing by virtue of being of record in Community Zoning Appeals Board matter because of the following:
(Check all that apply)
1. Participation at the hearing 2. Original Applicant 3. Written objection, waiver or consent
Appellant further states they understand the meaning of an oath and the penalties for perjury, and that under penalties of perjury, Affiant declares that the facts stated herein are true.
Further Appellant says not.
Witnesses: Signature Witnesses: Where Court is signature Where Court i
LAINE S. ROCKER BOWNE J. LEHR
Rrint Name Signature Print Name Signature
DAU SAPAH-GULIAN Print Name
Sworn to and subscribed before me on the // day of, year, year,
Appellant is personally know to me or has producedas identification.
James G. Jean-Francols Commission # DD 06172 Expires Oct. 1, 2005 Booked Thru Atlantic Bonding Co. Inc. Commission Expires:
L. Million Contraction and Con

Exhibit I

The Grounds for Reversal of the Ruling of the Community Zoning Appeals Board

- 1. Notice/Public Hearing: Applicant and the County violated Section 33.310, by not providing the prerequisite notice of public hearing to the Association members.
- 2. Authority and Duties: The Board failed in its duty to promote health, safety, morals, convenience and the general welfare and to give due consideration to the impairment of light and air to the Association residents in violation of Section 33.311.
- 3. Impact on the Association: The impact of the decision on the Association and its residents will be unduly burdensome environmentally and economically in violation of Section 33.314 (D) &(E).
- 4. The Zoning Board Decision Voidable: The Community Zoning Appeals Board's resolution is voidable pursuant to Section 33.312 which states:

Any member who has a special financial interest, direct or indirect, in any matter shall make that interest known and shall abstain from participation therein in any manner. Willful violation of this provision shall constitute malfeasance in office and shall render the action voidable by the Board of County Commissioners.

- 5. Constitutionality of the Board's Resolution: The constitutionality of the Community Zoning Appeals Board Resolution is hereby challenged in light of the 3rd DCA ruling in Miami-Dade v. Omnipoint Holdings, in which the court recognized the lack of "objective criteria" by the Community Zoning Appeals Boards, leading to arbitrary decisions that violate constitutional guarantees of fairness.
- 6. **Taking:** The board's resolution does invoke rights under the Fifth Amendment Taking Clause and possible violation of Florida Property Rights law pertaining to the inordinate burden on the Association's property.

RESOLUTION NO. CZAB13-2-02

WHEREAS, BLOOMLAND CORP. & GARCEN CORP. applied for the following:

- (1) SPECIAL EXCEPTION to permit a self-service storage facility.
- (2) NON-USE VARIANCE OF ZONING REGULATIONS to permit a proposed building with a height of 60' and 5 stories (45' and 4 stories permitted).
- (3) NON-USE VARIANCE OF FLOOR AREA RATIO REQUIREMENTS to permit a floor area ratio of .844 (.84 permitted).

Plans are on file and may be examined in the Zoning Department entitled "Safeguard Storage," as prepared by Zamora & Assoc. and dated received November 7, 2001 and Landscape Plans, as prepared by Witkin Design Group entitled "Safeguard Storage," and dated received November 7,2001; 7 pages of plans prepared by Kenneth R. Carlson, Architect, P.A. and dated 11/5/01 and "Map of Land Survey," as prepared by Charles E. Rossi, P.L.S., Inc. and dated 9/26/01. Plans may be modified at public hearing.

SUBJECT PROPERTY: Lot 2, Block 1 of 170 CENTER SUBDIVISION, Plat book 106, Page 87.

LOCATION: Lying on the east side of S. Dixie Highway and north of theoretical S.W. 172 Street F/K/A: 17171 S. Dixie Highway, Miami-Dade County, Florida, and

WHEREAS, a public hearing of the Miami-Dade County Community Zoning Appeals Board 13 was advertised and held, as required by law, and all interested parties concerned in the matter were given an opportunity to be heard, and it was noted that the applicant had previously submitted revised plans within the scope of the advertisement entitled "Safeguard Storage," as prepared by Zamora & Assoc. and dated received March 1, 2002 and Landscape Plans, as prepared by Witkin Design Group entitled "Safeguard Storage," and dated received March 1, 2002; 7 pages of plans prepared by Kenneth R. Carlson, Architect, P.A. and dated 2/28/02 and "Map of Land Survey," as prepared by Charles E. Rossi, P.L.S., Inc. and dated 9/26/01, and at which time the applicant requested permission to withdraw non-use variance of zoning regulations (Item #2) and non-use variance of floor area ratio requirements (Item #3), and

WHEREAS, this Board has been advised that the subject application has been reviewed for compliance with concurrency requirements for levels of services and, at this stage of the request, the same was found to comply with the requirements, and

WHEREAS, upon due and proper consideration having been given to the matter it is the opinion of this Board that the requested special exception (Item #1) would be compatible with the area and its development and would conform with the requirements and intent of the Zoning Procedure Ordinance, and that the requested special exception (Item #1) would not have an adverse impact upon the public interest and should be approved, and that the revised plan entitled "Safeguard Storage," as prepared by Zamora & Assoc. and dated received March 1, 2002 and Landscape Plans, as prepared by Witkin Design Group entitled "Safeguard Storage," and dated received March 1, 2002; 7 pages of plans prepared by Kenneth R. Carlson, Architect, P.A. and dated 2/28/02 and "Map of Land Survey," as prepared by Charles E. Rossi, P.L.S., Inc. and dated 9/26/01 should be accepted, and that the withdrawal of non-use variance of zoning regulations (Item #2) and non-use variance of floor area ration requirements (Item #3) should be granted, and

WHEREAS, a motion to accept the revised plans, to approve Item #1, and to grant the withdrawal of Items #2 & 3 was offered by Karen Kirby, seconded by Linda Robinson, and upon a poll of the members present, the vote was as follows:

absent	Marsha Matson	absent
aye	John Pettit	nay
absent	Linda Robinson	aye
	aye	aye John Pettit

Paula Palm aye

NOW THEREFORE BE IT RESOLVED by the Miami-Dade County Community

Zoning Appeals Board 13, that the requested special exception (Item #1) be and the same is
hereby approved, subject to the following conditions:

Corrected 3/25/02 33-55-40/01-391

- 1. That a site plan be submitted to and meet with the approval of the Director upon the submittal of an application for a building permit and/or Certificate of Use and Occupancy; said plan to include among other things but not be limited thereto, location of structure or structures, types, sizes and location of signs, light standards, off-street parking areas, exits and entrances, drainage, walls, fences, landscaping, etc.
- 2. That in the approval of the plan, the same be substantially in accordance with that submitted for the hearing entitled "Safeguard Storage," as prepared by Zamora & Assoc. and dated received March 1, 2002 and Landscape Plans, as prepared by Witkin Design Group entitled "Safeguard Storage," and dated received March 1, 2002; 7 pages of plans prepared by Kenneth R. Carlson, Architect, P.A. and dated 2/28/02 and "Map of Land Survey," as prepared by Charles E. Rossi, P.L.S., Inc. and dated 9/26/01.
- 3. That the use be established and maintained in accordance with the approved plan.
- 4. That the applicant submit to the Department for its review and approval a landscaping plan which indicates the type and size of plant material prior to the issuance of a building permit and to be installed prior to the issuance of a Certificate of Use and Occupancy.
- 5. That the applicant provide a minimum 25' wide landscape strip along the east and south property lines. Said strip shall consist of a staggered double row of trees, 25' off-center and with a minimum height of 16' to 18' at time of plating, and a continuous hedge, at least 3' high at the time of planting, that will grow to a height of 6'. The aforementioned shall be installed prior to the issuance of a Certificate of Use and Occupancy.
- 6. That the applicant obtain a Certificate of Use and Occupancy from the Department, upon compliance with all terms and conditions, the same subject to cancellation upon violation of any of the conditions
- 7. That the applicant comply with all applicable conditions and requirements of the Department of Environmental Resources Management as contained in their memorandum pertaining to this application.
- 8. That the applicant comply with all applicable conditions and requirements of the Public Works Department as contained in their memorandum pertaining to this application.
- 9. That the hours of operation shall be between 8:30AM and 6:00PM, Monday through Saturday inclusive and between 10:00AM and 2:00PM, Sunday only.
- 10. That no hazardous or flammable material be stored on the premises.

BE IT FURTHER RESOLVED that the request to withdraw non-use variance of zoning regulations (Item #2) and non-use variance of floor area ration requirements (Item #3) be and the same are hereby granted and said Item is hereby withdrawn without prejudice.

BE IT FURTHER RESOLVED, notice is hereby given to the applicant that the request herein constitutes an initial development order and does not constitute a final development order and that one, or more, concurrency determinations will subsequently be required before development will be permitted.

The Director is hereby authorized to make the necessary notations upon the maps and records of the Miami-Dade County Department of Planning and Zoning and to issue all permits in accordance with the terms and conditions of this resolution.

PASSED AND ADOPTED this 6th day of March, 2002.

Hearing No. 02-1-CZ13-1 ej

STATE OF FLORIDA

COUNTY OF MIAMI-DADE

I, Earl Jones, as Deputy Clerk for the Miami-Dade County Department of Planning and Zoning as designated by the Director of the Miami-Dade County Department of Planning and Zoning and Ex-Officio Secretary of the Miami-Dade County Community Zoning Appeals Board 13, DO HEREBY CERTIFY that the above and foregoing is a true and correct copy of Resolution No. CZAB13-2-02 adopted by said Community Zoning Appeals Board at its meeting held on the 6th day of March, 2002.

IN WITNESS WHEREOF, I have hereunto set my hand on this 20th day of March, 2002.

Miami-Dade County Department of Planning and Zoning

SEAL



MIAMI-LODE FIRE RESCUE DEFORTMENT ZONING COMMENTS

e-13

Hearing Number:	01-391	Service Impact:	Yes No
Location:	17171 S. E	Dixie Hwy.	
Recommendation:	No objection No objection with condi- Denial No comment		
Comments:			-
If there is an impact, Station District	f alarms generated annu below is the service ava 50 Grid 214 calls on closest station:	ailability: (8 DUSF 75,000	Occupancy Type
impost or desired		☐Moderate Impact. Planned station(s) will mitigate impact.
Planned Service to !	Mitigate:		
Service		Location	Year To be Completed
Gates must the gate for Access lane	eering & Water Supply I have a minimum width o Fire Department use, or es are to be a minimum o outside turning radius of	Bureau site plan review and approva of 15 feet and must include a lock box of manned 24-hour guard house. of 20 feet wide with a vertical clearance of 58 feet, and a minimum inside turning	ontaining a switch or lever to activate of 14 feet.

Date:

DISCLOSURE OF INTERES

If the property which is the subject of the application is owned or leased by a CORPORATION, list the principal stockholders and the percentage of stock owned by each. [Note: Where the principal officers or stockholders consist of another corporation(s), trustee(s), partnership(s) or other similar entities, further disclosure shall be required which discloses the identity of the individual(s) (natural persons) having the ultimate ownership interest in the aforementioned entity].

ORPORATION NAME: Bloomland Corporation	D of Stook
NAME, ADDRESS AND OFFICE	Percentage of Stock
Muriel Revitz	100%
1309 De LA Garza Place, Villages, FL 32159	
·	
the property which is the subject of the application is owned the percentage of interest held by each. [No	ed or leased by a TRUSTEE, list the beneficiarie te: Where the beneficiary/beneficiaries consist
If the trust and the percentage of interest held by each. [No corporation(s), another trust(s), partnership(s) or other single which discloses the identity of the individual(s) (natural pers	pilor entities further disclosure shall be require
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If the trust and the percentage of interest held by each. [No corporation(s), another trust(s), partnership(s) or other single which discloses the identity of the individual(s) (natural persuforementioned entity).	pilor entities further disclosure shall be require
of the trust and the percentage of interest held by each. [Note the corporation(s), another trust(s), partnership(s) or other single which discloses the identity of the individual(s) (natural person forementioned entity). TRUST NAME	nilar entities, further disclosure shall be require sons) having the ultimate ownership interest in the
of the trust and the percentage of interest held by each. [Note the corporation(s), another trust(s), partnership(s) or other single which discloses the identity of the individual(s) (natural person forementioned entity). TRUST NAME	nilar entities, further disclosure shall be require sons) having the ultimate ownership interest in the

If any contingency clause or contract terms i corporation, partnership or trust.	nvolve additional parties, list all individuals or officers, if a
but prior to the date of final public hearing, a s	ontracts for purchase subsequent to the date of the application, upplemental disclosure of interest shall be filed. terest in this application to the best of my knowledge and belief.
	Bloomland Corporation
	Signature: Ozall leisur petty
	(Applicant) Joseph B. Reisman, Esq.
Sworn to and subscribed before me.	Attorney
Sworn to and subscribed before me, this of day of overlaps.	(SEAL)
	Virginia T Almaguer-Delacerda My Commission DD034284
Notary Public, State of Florida at Large	Expires June 17 2006
My Commission Expires:	

*Disclosure shall not be required of any entity, the equity interests in which are regularly traded on an established securities market in the United States or other country; or of any entity, the ownership interests of which are held in a limited partnership consisting of more than 5,000 separate interests and where no one person or entity holds more than a total of 5% of the ownership interest in the limited partnership.

DISCLOSURE OF INTERES

If the property which is the subject of the application is owned or leased by a CORPORATION, list the principal stockholders and the percentage of stock owned by each. [Note: Where the principal officers or stockholders consist of another corporation(s), trustee(s), partnership(s) or other similar entities, further disclosure shall be required which discloses the identity of the individual(s) (natural persons) having the ultimate ownership interest in the aforementioned entity].

ORPORATION NAME: Garcen Corporation	
NAME, ADDRESS AND OFFICE	Percentage of Stock
Stephen H. Reisman	33.33%
1001 S. Alhambra, Coral Gables, FL 33146	<u> </u>
Sharon D. Marcus	33.33%
10025 SW 94th Ct., Miami, FL 33176	
Laura J. Dennis	33.33%
915 Chesterfield Dr., Lower Gwynedd, PA 19002	
•	
of the trust and the percentage of interest held by each. [N	ote: Where the beneficiary/beneficialles con milar entities, further disclosure shall be re
of the trust and the percentage of interest held by each. [N corporation(s), another trust(s), partnership(s) or other sin which discloses the identity of the individual(s) (natural per	ote: Where the beneficiary/beneficialles con milar entities, further disclosure shall be re
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of the trust and the percentage of interest held by each. [N corporation(s), another trust(s), partnership(s) or other sin which discloses the identity of the individual(s) (natural per	ote: Where the beneficiary/beneficialles con milar entities, further disclosure shall be re
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f the trust and the percentage of interest held by each. [N orporation(s), another trust(s), partnership(s) or other significant discloses the identity of the individual(s) (natural perforementioned entity]. TRUST NAME	ote: where the beneficiary/beneficialles con milar entities, further disclosure shall be re- sons) having the ultimate ownership interest
of the trust and the percentage of interest held by each. [N corporation(s), another trust(s), partnership(s) or other significant discloses the identity of the individual(s) (natural peraforementioned entity]. TRUST NAME	ote: where the beneficiary/beneficialles con milar entities, further disclosure shall be re- sons) having the ultimate ownership interest
of the trust and the percentage of interest held by each. [N corporation(s), another trust(s), partnership(s) or other significant discloses the identity of the individual(s) (natural peraforementioned entity]. TRUST NAME	ote: where the beneficiary/beneficialles con milar entities, further disclosure shall be re- sons) having the ultimate ownership interest
	ote: where the beneficiary/beneficialles con milar entities, further disclosure shall be re- sons) having the ultimate ownership interest

If the property which is the subject of the application is owned or leased by a PARTNERSHIP OR LIMITED PARTNERSHIP, list the principals of the partnership, including general and limited partners. [Note: Where the partner(s) consist of another partnership(s), corporation(s), trust(s) or other similar entities, further disclosure shall be required which discloses the identity of the individual(s) (natural persons) having the ultimate ownership interest in the aforementioned entity].

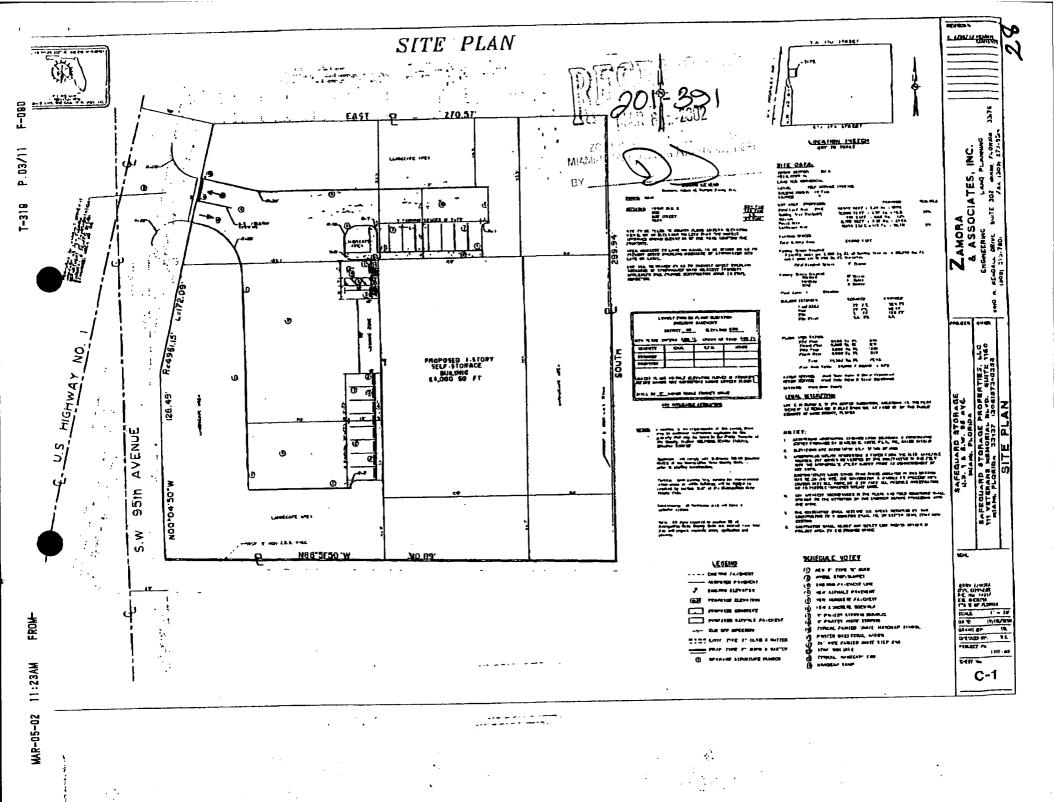
PARTNERSHIP OR LIMITED PARTNERSHIP NAME

NAME AND ADDRESS	Percentage of Ownership
If there is a CONTRACT FOR PURCHASE, whether of Corporation, Trustee or Partnership list the names of the officers, stockholders, beneficiaries or partners. [Note: Wor partners consist of another corporation, trust, partners required which discloses the identity of the individual (interest in the aforementioned entity).	ne contract purchasers below, including the principal Where the principal officers, stockholders, beneficiaries ship or other similar entities, further disclosure shall be
·	
NAME: Safeguard Storage Properti	ies, LLC
NAME, ADDRESS AND OFFICE (if applicable)	Percentage of Interest
Bruce C. Rech, Jr.	75%
111 Veterans Memorial Blvd., Ste 1150	
Metairie, LA 70005	
Jack A. Chaney	25%

Date of contract: 8/29/01

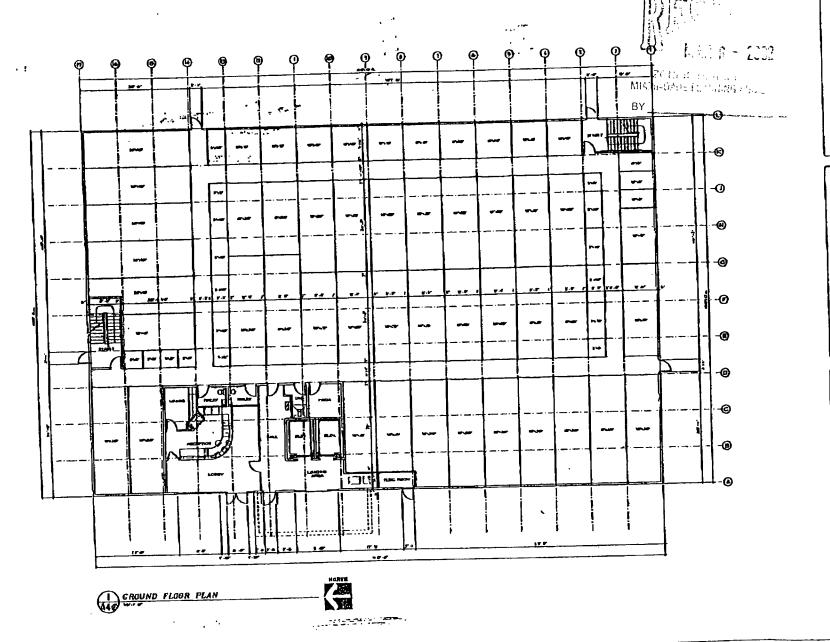
corporation, partnership or trust.	
	<u> </u>
For any changes of ownership or changes in co	intracts for purchase subsequent to the date of the application upplemental disclosure of interest shall be filed.
but prior to the case of the	
The above is a full disclosure of all parties of int	erest in this application to the best of my knowledge and belief
The above is a full disclosure of all parties of int	
The above is a full disclosure of all parties of int	
The above is a full disclosure of all parties of int	Garcen Corporation
	Garcen Corporation Signature: Open Pleiner Prop.
The above is a full disclosure of all parties of int Sworn to and subscribed before me, this	Garcen Corporation Signature: Delacet
	Garcen Corporation Signature: Open Pleiner Prop.

*Disclosure shall not be required of any entity, the equity interests in which are regularly traded on an established securities market in the United States or other country; or of any entity, the ownership interests of which are held in a limited partnership consisting of more than 5,000 separate interests and where no one person or entity holds more than a total of 5% of the ownership interest in the limited partnership.



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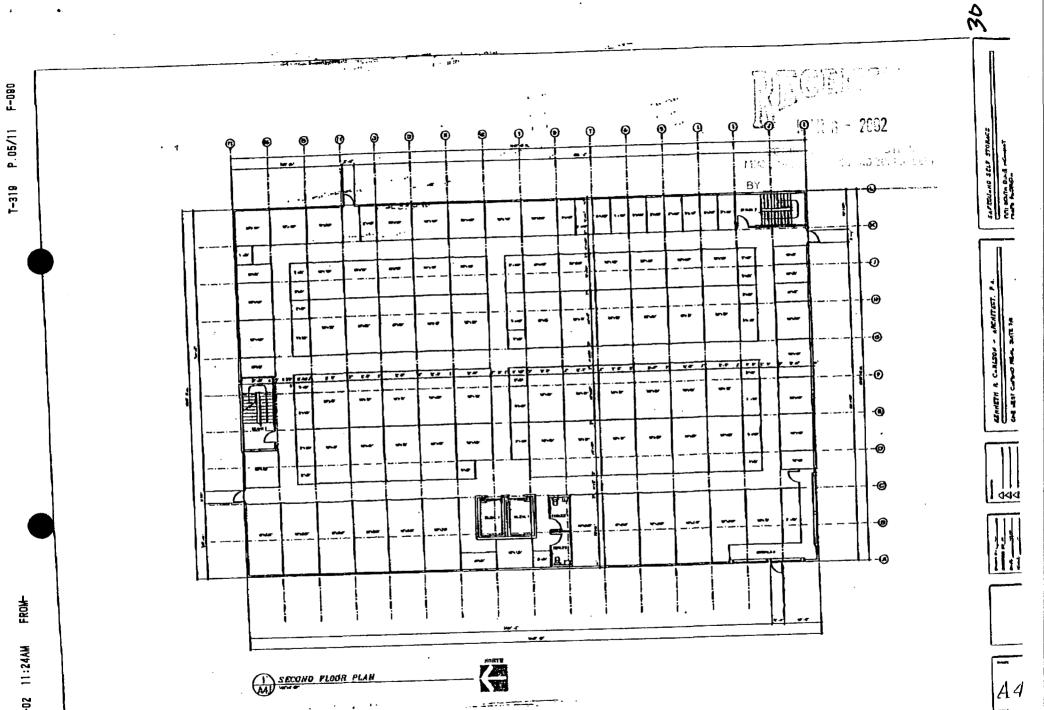
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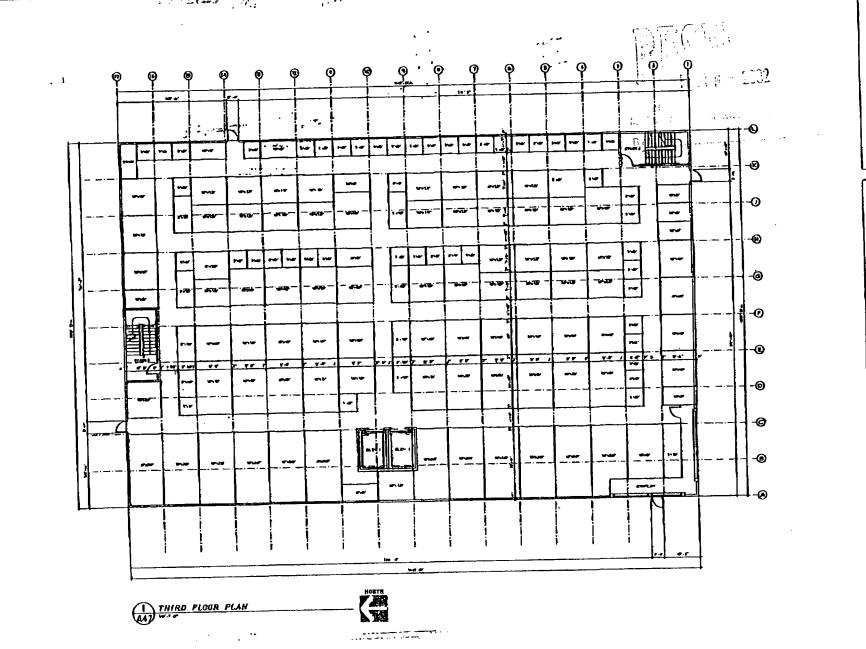
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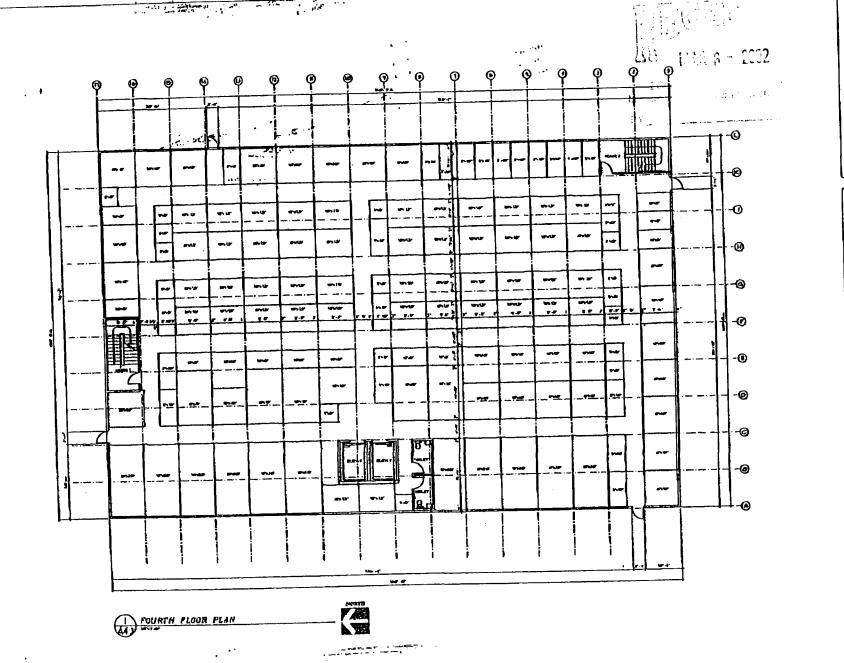
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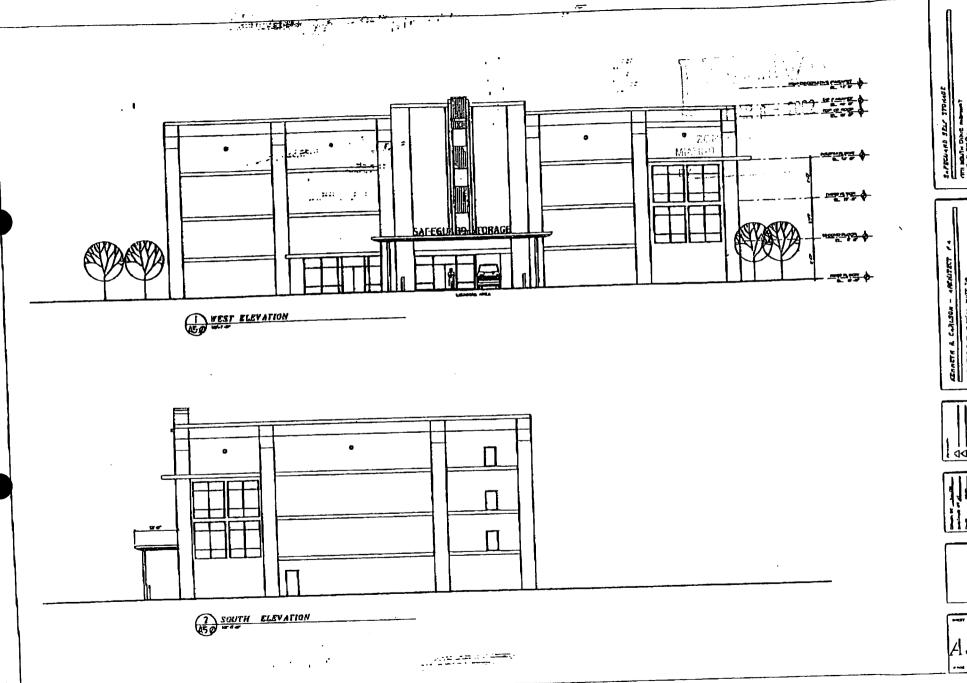


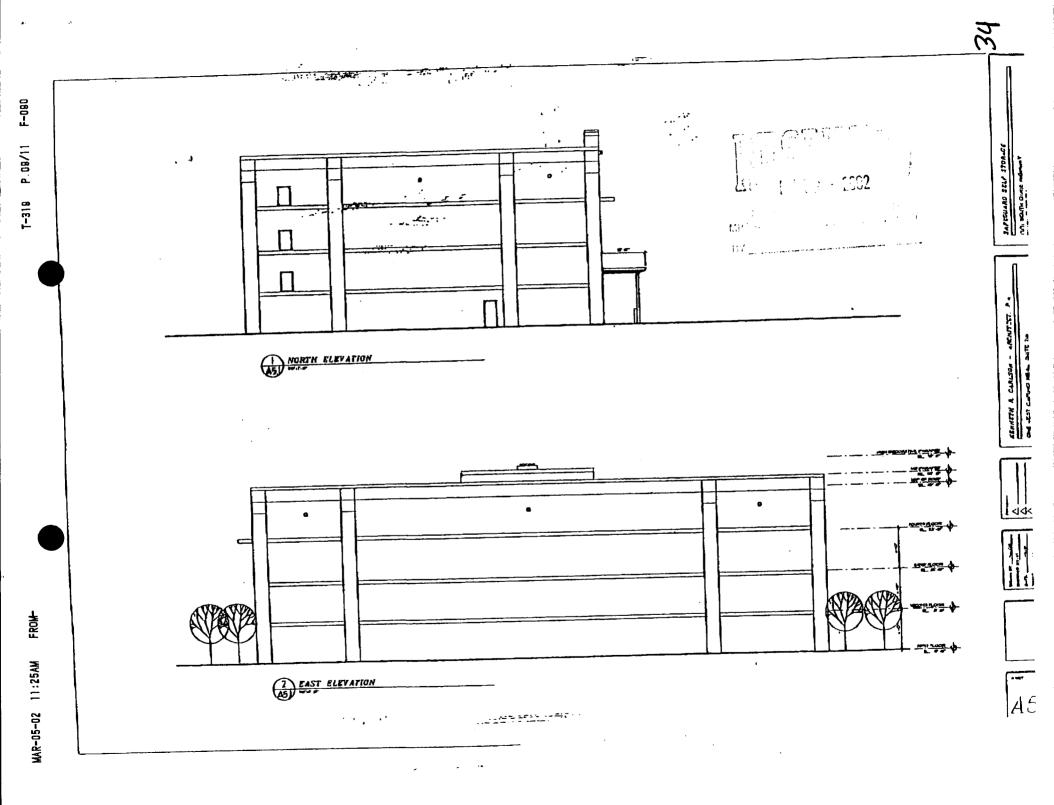
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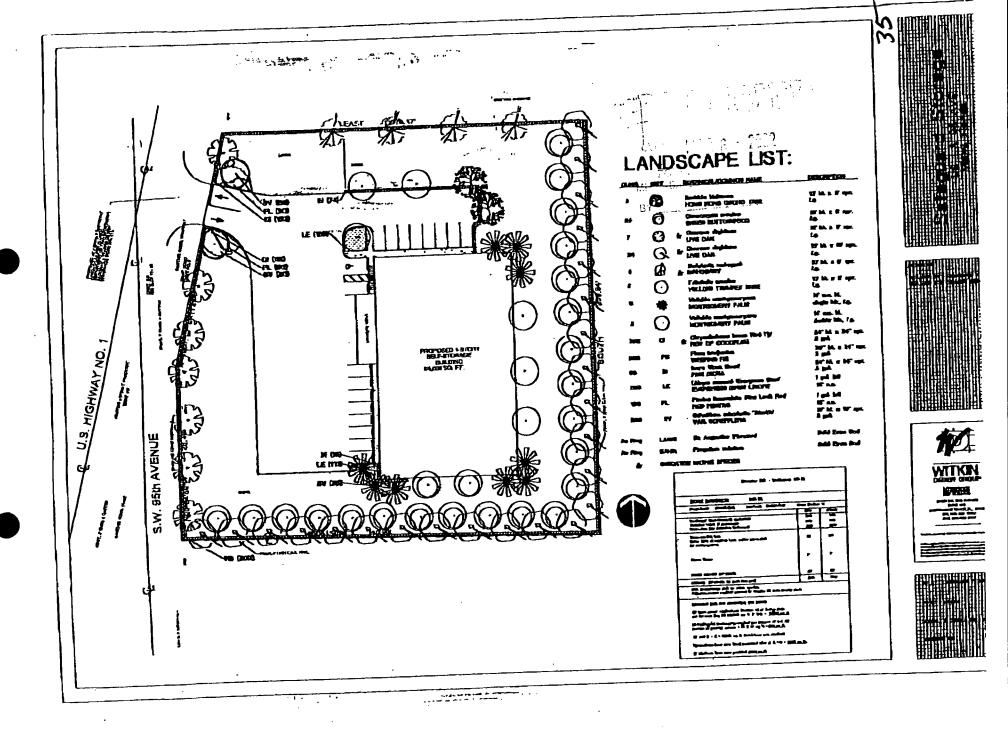
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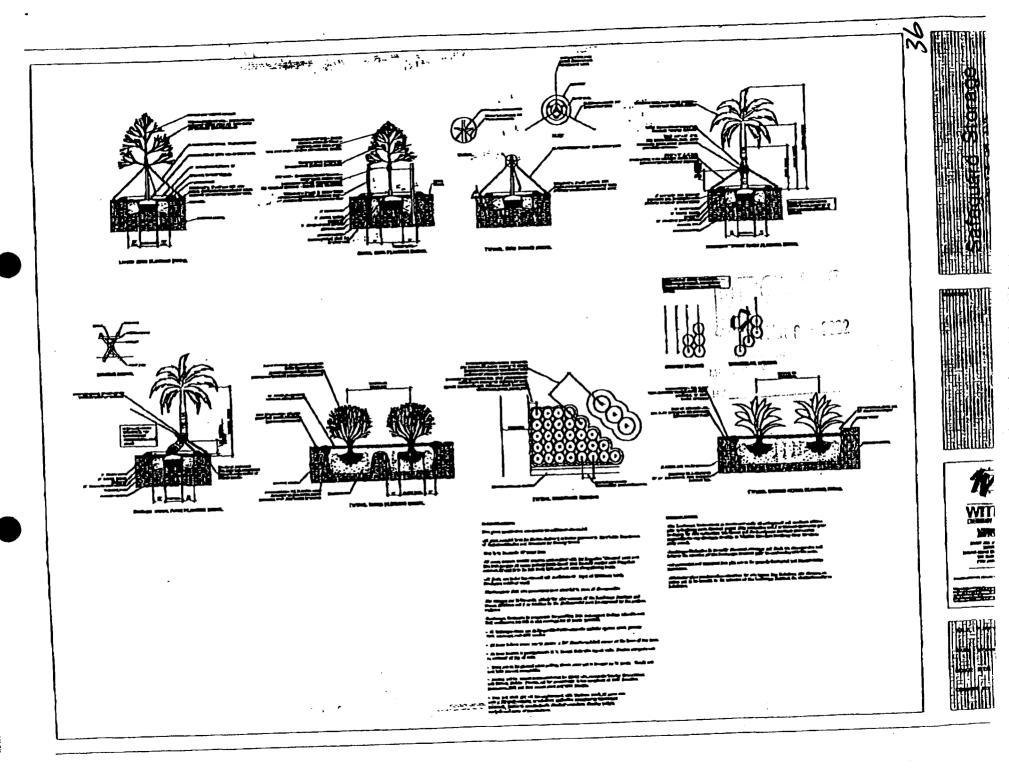




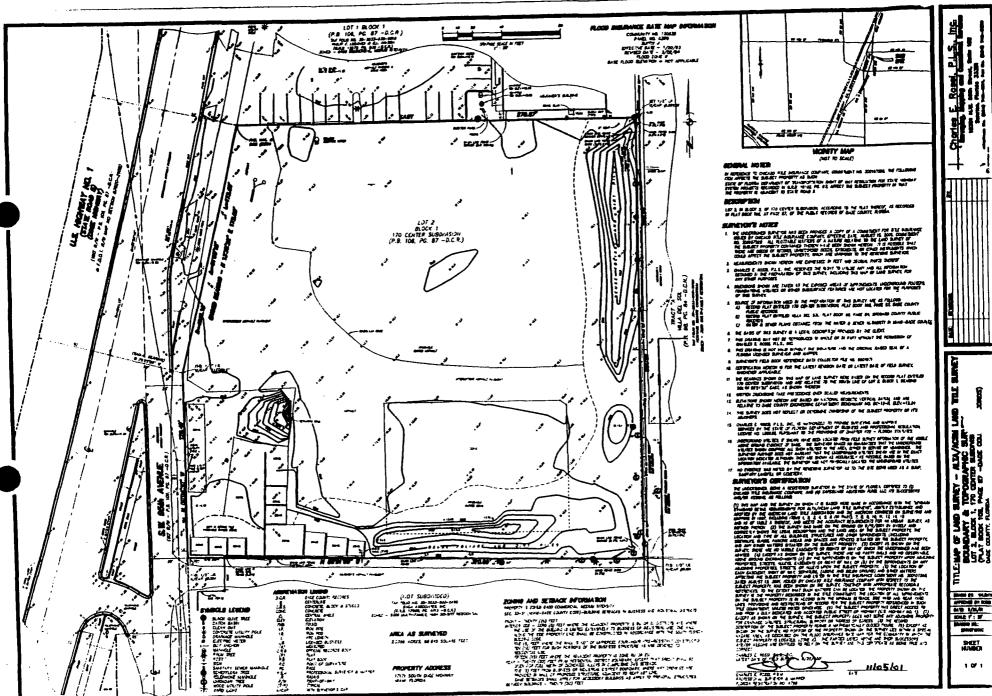


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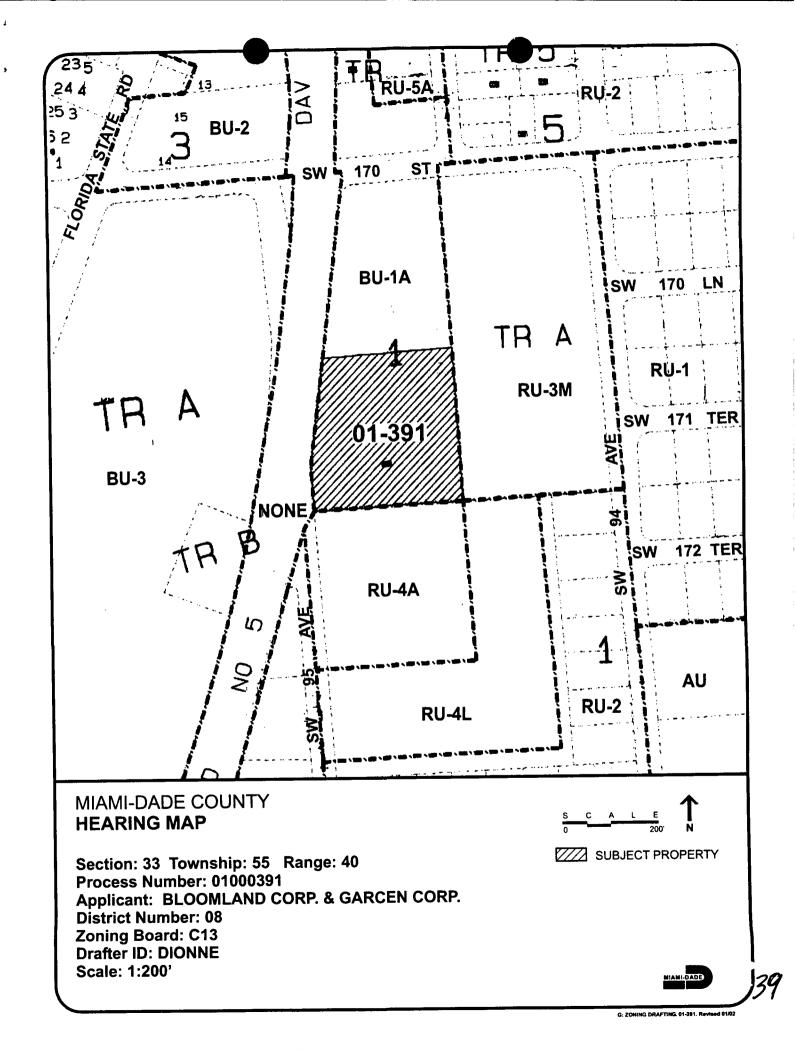
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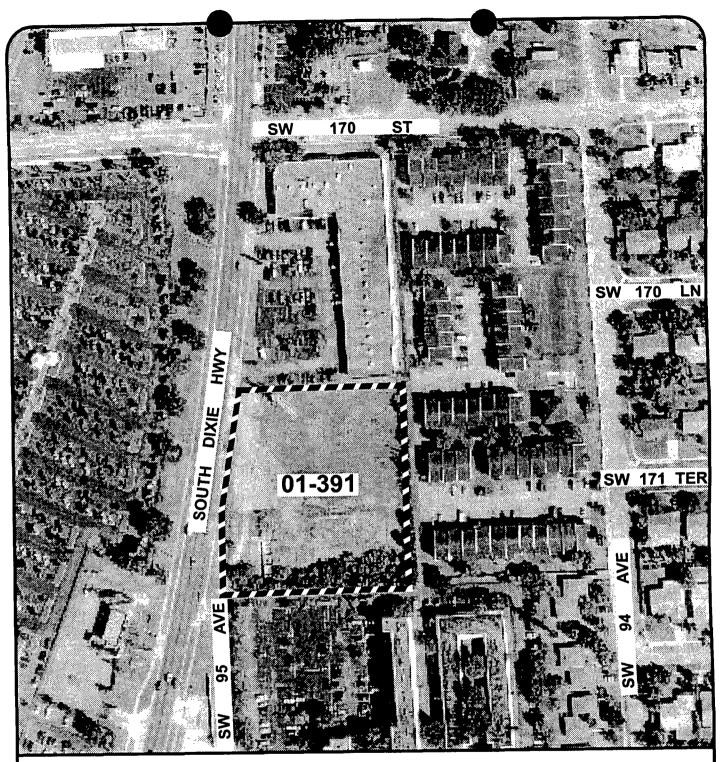
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PROFESSIONAL PREPARER'S STATEMENT OF LANDSCAPING COMPLIANCE

PROCESS NUMBER	
egal description: Lot Block, Subdivision .B, Page, Development name Stovage ocated at (address)	
I/We hereby certify that the landscaping/irrigation plan being submitted for the bove captioned complies with the requirements of Ordinance 95-222 (landscape rdinance) as to species, height, trunk width and location at time of planting, and that he species as shown are in accordance with the accepted species approved by Dade county and that none of the species are from the prohibited list.	
Additionally automatic sprinkler systems (if applicable) comply with requirement f said ordinance as to type of heads, spray system, location, etc.	
We further certify that I/We am/are authorized under Chapter 481, Florida statutes to repare and submit this landscaping/irrigation plan.	
Seal: Professional Preparer's Signature	
Andrew Witkin License #889	
STATE OF FLORIDA COUNTY OF DADE	
The foregoing instrument was acknowledged before me this 6 day of, 2001, by Andrew Witkin, of Witkin Design Group, Inc., a Florida corporation, on behalf of the corporation. He is personally known to me and did not take an oath.	
Witness my signature and official seal this <u>(o</u> day of <u>Nov.</u> , 2001, in the County and State aforesaid, the date and year last aforesaid.	
My commission expires: Shani Roushar Notary Public Signature	

SHANI R. ROUSHAR
MY COMMISSION # CC 902188
EXPIRES: January 13, 2004
Bonded Thru Notary Public Underwriters





MIAMI-DADE COUNTY **AERIAL**

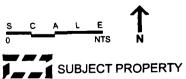
Section: 33 Township: 55 Range: 40

Process Number: 01000391

Applicant: BLOOMLAND CORP. & GARCEN CORP.

District Number: 08 Zoning Board: C13 Drafter ID: DIONNE

Scale: NTS





A. BLOOMLAND CORP. & GARCEN CORP. (Applicant)

02-1-CZ13-1 (01-391) Area 13/District 8 Hearing Date: 3/6/02

Property Owner (if different from applicant) Same.	
Is there an option to purchase $\ \ \ \ \ \ \ \ \ \ \ \ \ $	of the
If yes, who are the interested parties?: Safeguard Storage Properties, LLC.	
Disclosure of interest form attached? Yes ☑ No □	

Previous Zoning Hearings on the Property:

<u>Year</u>	<u>Applicant</u>	Request	Board	Decision
1958	Henry Freeman	Zone change from AU to BU-1A.Special permit for retail plant nursery.	BA	Approved
1998	Reismant Reuitz	Variance on signs.	CZAB-13	Approved

Action taken today does not constitute a final development order, and one or more concurrency determinations will subsequently be required. Provisional determinations or listings of needed facilities made in association with this Initial Development Order shall not be binding with regard to future decisions to approve or deny an Intermediate or Final Development Order on any grounds.

TEAM METRO KENDALL OFFICE

ENFORCEMENT HISTORY

Bloomland Corp. & Garcen Corp.	Lying on the East side of S. Dixie Hwy. & North of Theoretical SW 172 ST. F/K/A/ 17171 S. Dixie		
	Hwy.		
APPLICANT	ADDRESS		
3/6/2002	01-391		
DATE	HEARING NUMBER		

CURRENT ENFORCEMENT HISTORY:

12/24/2001

An inspection of the property revealed no current violations.

No open or active cases.

MIAMI-DADE COUNTY DEPARTMENT OF PLANNING AND ZONING RECOMMENDATION TO COMMUNITY COUNCIL No. 13

APPLICANT: Bloomland Corp. & Garcen Corp.

PH: Z01-391 (02-1-CZ13-1)

SECTION:

33-55-40

DATE: March 6, 2002

COMMISSION DISTRICT: 8

ITEM NO.: A

A. INTRODUCTION

o REQUESTS:

(1) SPECIAL EXCEPTION to permit a self-service storage facility.

- (2) NON-USE VARIANCE OF ZONING REGULATIONS to permit a proposed building with a height of 60' and 5 stories (45' and 4 stories permitted).
- (3) NON-USE VARIANCE OF FLOOR AREA RATIO REQUIREMENTS to permit a floor area ratio of .844 (.84 permitted).

Plans are on file and may be examined in the Zoning Department entitled "Safeguard Storage," as prepared by Zamora & Assoc. and dated received November 7, 2001 and Landscape Plans, as prepared by Witkin Design Group entitled "Safeguard Storage," and dated received November 7, 2001; 7 pages of plans prepared by Kenneth R. Carlson, Architect, P.A. and dated 11/5/01 and "Map of Land Survey," as prepared by Charles E. Rossi, P.L.S., Inc. and dated 9/26/01. Plans may be modified at public hearing.

o SUMMARY OF REQUESTS:

This application will allow the applicant to develop the site with a self-service storage facility. The non-use variance requests will also allow a greater building height, an additional story, and a greater floor area ratio than permitted.

o LOCATION:

Lying on the east side of S. Dixie Highway and north of theoretical S.W. 172 Street F/K/A: 17171 S. Dixie Highway, Miami-Dade County, Florida.

o SIZE: 2.04 acres.

o IMPACT:

The approval of these requests will allow the applicant to provide a service to the community by operating a five story self-service storage facility. This application will bring additional traffic and noise into the neighborhood and the non-use variances will be intrusive to the surrounding area without additional landscaping.

B. ZONING HEARING HISTORY:

In 1958, Resolution BA-11458-58 approved a zone change from AU to BU-1A and a Special Permit was also granted that allowed a retail plant nursery to operate on this site. In 1984, the Zoning Appeals Board (ZAB) granted a variance for signs on this site (4ZAB-392-84).

C. COMPREHENSIVE DEVELOPMENT MASTER PLAN (CDMP):

The Adopted 2005 and 2015 Land Use Plan designates the subject property as being 1. within the Urban Development Boundary for business and office.

NEIGHBORHOOD CHARACTERISTICS: D.

ZONING

LAND USE PLAN DESIGNATION

Subject Property:

BU-1A: vacant

Business and Office

Surrounding Properties:

NORTH: BU-1A; shopping center

Business and Office

SOUTH: RU-4A; 4-story apartment building

Business and Office

RU-3M; apartments EAST:

Residential, 2.6 to 6.0 dua

WEST: BU-3; Auto Nation used car sales

Business and Office

The subject parcel is located on the east side of the northbound lane of South Dixie Highway in the Perrine area of south Miami-Dade County. This commercial area maintains a myriad of businesses ranging from used car sales lots to restaurants. There is residential development to the east and a four-story apartment complex to the south.

E. **SITE AND BUILDINGS:**

Site Plan Review:

Scale/Utilization of Site:

Acceptable Acceptable **Acceptable**

Location of Buildings: Compatibility:

Acceptable

Landscape Treatment:

Acceptable

Open Space: Buffering:

Acceptable Acceptable

Access: Parking Layout/Circulation:

Acceptable

Visibility/Visual Screening:

Acceptable

Energy Considerations:

N/A

Roof Installations:

N/A

Service Areas:

N/A

Signage:

N/A

Urban Design:

Acceptable

F. PERTINENT REQUIREMENTS/STANDARDS:

The Board shall hear an application for and grant or deny special exceptions; that is, those exceptions permitted by regulations only upon approval after public hearing, new uses and unusual uses which by the regulations are only permitted upon approval after public hearing; provided the applied for exception or use, including exception for site or plot plan approval, in the opinion of the Community Zoning Appeals Board, would not have an unfavorable effect on the economy of Miami-Dade County, Florida, would not generate or result in excessive noise or traffic, cause undue or excessive burden on public facilities, including water and sewer, solid waste, disposal, recreation, transportation, streets, roads, highways or other such facilities which have been constructed or which are planned and budgeted for construction, are accessible by private or public roads, streets or highways, tend to create a fire or other equally or greater dangerous hazards, or provoke excessive overcrowding or concentration of people or population, when considering the necessity for and reasonableness of such applied for exception or use in relation to the present and future development of the area concerned and the compatibility of the applied for exception or use with such area and its development.

Upon appeal or direct application in specific cases, the Board shall hear and grant applications for **non-use variances** from the terms of the zoning and subdivision regulations and may grant a non-use variance upon a showing by the applicant that the non-use variance maintains the basic intent and purpose of the zoning, subdivision and other land use regulations, which is to protect the general welfare of the public, particularly as it affects the stability and appearance of the community and provided that the non-use variance will be otherwise compatible with the surrounding land uses and would not be detrimental to the community. No showing of unnecessary hardship to the land is required.

G. NEIGHBORHOOD SERVICES:

DERM
Public Works
Parks
MDTA
Fire Rescue

No objection No objection No objection

No objection

Police

No objection No objection

Schools

No comment

H. ANALYSIS:

This application was deferred from the January 23, 2002 meeting of the Community Zoning Appeals Board-13 upon the request of the applicant to work with staff and from the February 13, 2002 meeting to allow the applicants to meet with neighbors. Staff notes that at the last meeting some neighbors claimed that they did not receive notices of the meeting. However, the Department has verified the names with the list of those notified and has determined that notices were mailed to those concerned individuals.

The subject property is located on the east side of the northbound lane of South Dixie Highway and north of theoretical S.W. 172 Street and is the former location of Natureland Nursery. The plans submitted by the applicant depict a five story, 75,000 sq. ft. self-service storage building located on the southeast portion of the property with parking provided to the north and west of the proposed building. Ingress and egress is provided from South Dixie Highway. The plans depict a proposed 6' high CBS wall along the east and south property lines where the subject property abuts residentially zoned property and landscaping is provided throughout the site.

The Department of Environmental Resources Management (DERM) has no objections to this application and has indicated that it meets the Level of Service (LOS) standards set forth in the Master Plan. However, the applicant will have to comply with all DERM conditions as set forth in their memorandum pertaining to this application. The Public Works Department has no objections to this application. This application will generate an additional 59 p.m. daily peak hour vehicle trips to this area. However, said trips will not exceed the acceptable Level of Service (LOS) on the area roadways which are currently at LOS "B," "C," and "D." The Cutler Ridge District of the Miami-Dade Police Department serves this area. In October 2001, that District had an average emergency response time of 5.0 minutes.

This application will allow the applicant to provide a service to the community by operating a five-story self-service storage facility. The use proposed will be consistent with the Business and Office designation of this site by the Master Plan and will be compatible with other commercial ventures along South Dixie Highway. Although staff did not originally support the non-use variance requests, staff has re-examined the plans and has determined that with additional landscaping, the plans as submitted are acceptable and will be less intrusive to the surrounding area than if the applicant were to redesign the plans to comply with F.A.R. and height requirements. The building as proposed is setback a minimum of 155.9' from South Dixie Highway. With the proposed landscaping, it will cause a lesser visual impact than if the applicant were to decrease the proposed building height to four stories and comply with F.A.R. requirements. Additionally, the proposed building provides a floor area ratio of .844 where a maximum F.A. R. of .84 is permitted, with an overage of only .004. In order to comply with height and F.A.R. requirements, the applicant would have to redesign the building to have a much larger footprint and it would also be located as close as 55.9' to South Dixie Highway, in lieu of the proposed building which is setback 155.9' from same. A four story building being located 55.9' from the Highway would be visually intrusive to the surrounding area. Staff conditions its approval of this application on the conditions that the applicant provide landscaping strips, with a minimum width of 25', along the east and

south property lines to offset the visual impact of the additional one-story from the adjacent apartments. Said landscape strip shall consist of hedging and a staggered double row of trees. The submitted site plan is well designed and with the aforementioned additional landscaping, will be **compatible** with the surrounding area. When considering the necessity for and the reasonableness of the self-service storage facility proposed in relation to the surrounding area and the compatibility of said use with the area and its development, staff is of the opinion that the proposed self-service storage facility use, with conditions imposed, will not have an unfavorable effect on same, and will not be contrary to the public interest.

H. **RECOMMENDATION:** Approval with conditions.

I. CONDITIONS:

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- 1. That a site plan be submitted to and meet with the approval of the Director upon the submittal of an application for a building permit and/or Certificate of Use and Occupancy; said plan to include among other things but not be limited thereto, location of structure or structures, types, sizes and location of signs, light standards, off-street parking areas, exits and entrances, drainage, walls, fences, landscaping, etc.
- 2. That in the approval of the plan, the same be substantially in accordance with that submitted for the hearing entitled "Safeguard Storage," as prepared by Zamora & Assoc. and dated received November 7, 2001 and Landscape Plans, as prepared by Witkin Design Group entitled "Safeguard Storage," and dated received November 7,2001; 7 pages of plans prepared by Kenneth R. Carlson, Architect, P.A. and dated 11/5/01 and "Map of Land Survey," as prepared by Charles E. Rossi, P.L.S., Inc. and dated 9/26/01.
- 3. That the use be established and maintained in accordance with the approved plan.
- 4. That the applicant submit to the Department for its review and approval a landscaping plan which indicates the type and size of plant material prior to the issuance of a building permit and to be installed prior to the issuance of a Certificate of Use and Occupancy.
- 5. That the applicant provide a minimum 25' wide landscape strip along the east and south property lines. Said strip shall consist of a staggered double row of trees, 25' off-center and with a minimum height of 16' to 18' at time of planting, and a continuous hedge, at least 3' high at the time of planting, that will grow to a height of 6'. The aforementioned shall be installed prior to the issuance of a Certificate of Use and Occupancy.
- 6. That the applicant obtain a Certificate of Use and Occupancy from the Department, upon compliance with all terms and conditions, the same subject to cancellation upon violation of any of the conditions.

- 7. That the applicant comply with all applicable conditions and requirements of the Department of Environmental Resources Management as contained in their Memorandum pertaining to this application.
- 8. That the applicant comply with all applicable conditions and requirements of the Public Works Department as contained in their Memorandum pertaining to this application.

DATE INSPECTED:

12/17/01

DATE TYPED:

12/31/01

DATE REVISED:

02/01/02; 02/15/02

DATE FINALIZED:

02/15/02

DO'QW:AJT:MTF:REM:JDR

Diane O'Quinn Williams, Director Miami-Dade County Department of

Planning and Zoning



MEMORANDUM



TO:

Diane O' Quinn-Williams, Director Department of Planning and Zoning

DATE:

November 30, 2001

SUBJECT:

C-13 #Z2001000391

Bloomland Corporation & Garcen

Corporation

17171 S. Dixie Highway

SE to Permit a Self-Storage Facility and NUV of Height Requirements

(BU-1A)(2.04 Ac.)

33-55-14

MIAMI-DADE COUNTY DIRECTOR'S OFFICE DEPT. OF ELANNING & ZONING.

Alyce M. Robertson, Assistant Director

FROM:

Environmental Resources Management

DERM has reviewed the subject application and has determined that it meets the minimum requirements of Chapter 24 of the Code of the Miami-Dade County, Florida. Accordingly, DERM may approve the application and it may be scheduled for public hearing. DERM has also evaluated the request insofar as the general environmental impact that may derive from it, and based upon the available information offers no objection to its approval.

Potable Water Supply:

Public water can be made available to this site, therefore, connection will be required.

Existing public water facilities and services meet the Level of Service (LOS) standards set forth in the Comprehensive Development Master Plan (CDMP). Furthermore, the proposed development order, if approved, will not result in a reduction in the LOS standards subject to compliance with the conditions required by DERM for this proposed development order.

Wastewater Disposal:

The closest public sanitary sewer is located approximately 220 feet from the site. Based on the proposed request, the subject property is within feasible distance for connection to the public sanitary sewer system; therefore, DERM shall require that any development on the site be connected to public sanitary sewers in accordance with Code requirements.

Existing public sanitary sewer facilities and services meet the Level of Service (LOS) standards set forth in the CDMP. Furthermore, the proposed development order, if approved, will not result in a reduction in the LOS standards subject to compliance with the conditions required by DERM for this proposed development order.

Additionally, in light of the fact that the County's public sanitary sewer system has limited collection/transmission and treatment capacity, no new sewer service connections can be permitted until adequate capacity becomes available. Consequently, final development orders for this site may not be granted unless adequate capacity in the sanitary sewer collection/transmission system becomes available or if approval for alternative means of sewage disposal can be obtained. Use of an alternative means of sewage disposal shall be an interim measure, with connection to the public sanitary sewer system required upon availability of adequate collection/transmission and treatment capacity.

C-13 #Z2001000391 Bloomland Corporation & Garcen Corporation Page 2

Stormwater Management:

All stormwater shall be retained on site utilizing properly designed seepage or infiltration drainage structures. Drainage plans shall provide for full on-site retention of the stormwater runoff of a 5-year storm event. Pollution Control devices shall be required at all drainage inlet structures.

A Standard General Environmental Resource Permit from DERM shall be required for the construction and operation of the required surface water management system. The applicant is advised to contact DERM in order to obtain additional information concerning permitting requirements.

Site grading and development shall comply with the requirements of Chapter 11C of the Code of Miami-Dade County.

Any proposed development shall comply with County and Federal flood criteria requirements. The proposed development order, if approved, will not result in a reduction in the Level of Service standards for flood protection set forth in the Comprehensive Development Master Plan subject to compliance with the conditions required by DERM for this proposed development order.

Hazardous Materials Management:

Due to the nature of uses allowed in the existing zoning classification, the applicant may be required to obtain DERM approval for management practices to control the potential discharge and spillage of pollutants associated with some land uses permitted in the underlying zoning district. The applicant is advised to contact the DERM Industrial Facilities Section concerning required management practices.

Operating Permits:

Section 24-35.1 of the Code authorizes DERM to require operating permits from facilities that could be a source of pollution. The applicant should be advised that due to the nature of some land uses permitted under the existing zoning classification, operating permits from DERM may be required. It is therefore suggested that the applicant contact DERM concerning operating requirements.

Fuel Storage Facilities:

Section 24-12.2 of the Code outlines regulations for any proposed or existing underground storage facilities. The regulations provide design, permitting, installation, modification, repair, replacement and continuing operation requirements and criteria. In addition, monitoring devices, inventory control practices and pressure testing of fuel storage tanks is required. The Storage Tank Section of DERM should be contacted for permitting requirements in this regard, if any fuel storage facility is requested.

Wetlands:

The subject site is not located in jurisdictional wetlands as defined in Chapter 24-3 and 24-58 of the Code; therefore, a Class IV Permit for work in wetlands will not be required by DERM.

Notwithstanding the above, permits from the Army Corps of Engineers (USACOE), the State of Florida Department of Environmental Protection (FDEP) and the South Florida Water

C-13 #Z2001000391

Bloomland Corporation & Garcen Corporation

Page 3

Management District (SFWMD) may be required for the proposed project. The applicant is advised to contact these agencies concerning their permit procedures and requirements.

Tree Preservation:

Section 24-60 of the Code requires the preservation of tree resources. A Miami-Dade County tree removal permit is required prior to the removal or relocation of any trees. The applicant is advised to contact DERM staff for permitting procedures and requirements.

Concurrency Review Summary:

The Department has conducted a concurrency review for this application and has determined that the same meets all applicable Levels of Service standards for an initial development order, as specified in the adopted Comprehensive Development Master Plan for potable water supply, wastewater disposal and flood protection. Therefore, the application has been approved for concurrency subject to the comments and conditions contained herein.

This concurrency approval does not constitute a final concurrency statement and is valid only for this initial development order as provided for in the adopted methodology for concurrency review. Additionally, this approval does not constitute any assurance that the LOS standards would be met by any subsequent development order applications concerning the subject property.

In summary, the application meets the minimum requirements of Chapter 24 of the Code and therefore, it may be scheduled for public hearing; furthermore, this memorandum shall constitute DERM's written approval as required by the Code. Additionally, DERM has also evaluated the application so as to determined its general environmental impact and after reviewing the available information offers no objections to the approval of the request.

cc: Al Torres, Zoning Services-P&Z
Maria T. Fojo, Zoning Evaluation-P&Z
Greg Adkins, Planning Division-P&Z
Lynn Talleda, Zoning Hearings- P&Z

PUBLIC WORKS DEPARTMENT COMMENTS

Applicant's Name: Bloomland Corp. & Garcen Corp.

This Department has no objections to this application subject to the following:

Sidewalks/pedestrian walkways must have a minimum width of 5 feet, and 6 feet with thickened edge when adjacent to asphalt.

Driveway to US-1 must meet current F.D.O.T. access management requirements, contact the district office at 470-5367 for driveway and drainage permits.

This application does meet the traffic concurrency criteria for an Initial Development Order. It will generate 59 PM daily peak hour vehicle trips. The traffic distribution of these trips to the adjacent roadways reveal that the addition of these new trips does not exceed the acceptable level of service of the following roadways:

Sta. #		LOS present	LOS w/project
F-332	S. Dixie Hwy. s/o SW 152 Ave.	_ C	С
9866	SW 168 St. w/o SW 87 Ave.	D	D
	S. Dixie Hwy. n/o SW 112 Ave.	В	В
F-346	SW 168 St. w/o US-1	В	В
9868 F-1114	SW 186 St. W/O US-1	D	D .

The request herein, constitutes an Initial Development Order only, and one or more traffic concurrency determinations will subsequently be required before development will be permitted.

Raul A. Pino, P.L.S.

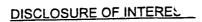
JAN. CS 2002

Date

MIAMI-DE FIRE RESCUE DEPERTMENT 20NING COMMENTS

e-13

Hearing Number:	01-391		Service	Impact:		Yes	 -	No
Location:	17171 5							
Recommendation:	No objection No objection with co Denial No comment	ndition(s) _ _ _ _		lease see be				
Comments:								·
Estimated number of	of alarms generated a	nnually by ap	plication:		4			
If there is an impact	, below is the service	availability:						
Station District	50 Grid 2	148 0	USF_	75,00	20_	Occupancy	Туре	
Impact of additional	calls on closest static	on: 🖪 Minima	al Impact.				5ECE-27	<u>ORAGE</u>
•				. Planned sta	ation(s) w	vill mitigate in	npact.	
Planned Service to	Mitigate:							
Service				Location			Year To be Completed	
Gates must the gate for Access land	eern(s): eering & Water Supp t have a minimum wid Fire Department use es are to be a minimu n outside turning radiu	th of 15 feet a , or manned 2 m of 20 feet v	and must in 24-hour gua vide with a	clude a lock l ird house. vertical clear:	box conta	iining a switc 4 feet.		_ activate
OTHER CONCERN	I(S):							
			-					
Reviewed by: _	Carlos Heredia	-	Phone: _	(786) 331-	4544	Date:_	January 31 Revised 8/2	



If the property which is the subject of the application is owned or leased by a CORPORATION, list the principal stockholders and the percentage of stock owned by each. [Note: Where the principal officers or stockholders consist of another corporation(s), trustee(s), partnership(s) or other similar entities, further disclosure shall be required which discloses the identity of the individual(s) (natural persons) having the ultimate ownership interest in the aforementioned entity].

NAME, ADDRESS AND OFFICE	Percentage of Stock
Muriel Revitz	100%
309 De LA Garza Place, Villages, FL 32159	
the property which is the subject of the application is the trust and the percentage of interest held by eac propration(s), another trust(s), partnership(s) or oth	n. [Note: where the beneficiary/beneficialles of ler similar entities, further disclosure shall be t
the trust and the percentage of interest held by eac orporation(s), another trust(s), partnership(s) or oth nich discloses the identity of the individual(s) (natural orementioned entity].	n. [Note: where the beneficiary/beneficialles of ler similar entities, further disclosure shall be t
the trust and the percentage of interest held by eac prporation(s), another trust(s), partnership(s) or oth nich discloses the identity of the individual(s) (natura	n. [Note: where the beneficiary/beneficialies of the similar entities, further disclosure shall be real persons) having the ultimate ownership interest
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the trust and the percentage of interest held by eac rporation(s), another trust(s), partnership(s) or oth hich discloses the identity of the individual(s) (natural prementioned entity]. TRUST NAME	n. [Note: where the beneficiary/beneficialies of the similar entities, further disclosure shall be real persons) having the ultimate ownership interest
the trust and the percentage of interest held by eac orporation(s), another trust(s), partnership(s) or oth hich discloses the identity of the individual(s) (natura forementioned entity]. TRUST NAME	n. [Note: where the beneficiary/beneficialies of the similar entities, further disclosure shall be real persons) having the ultimate ownership interest

If any contingency clause or contract terms corporation, partnership or trust.	involve additional parties, list all individuals or officers, if a
but prior to the date of final public hearing, a s	ontracts for purchase subsequent to the date of the application, supplemental disclosure of interest shall be filed.
The above is a full disclosure of all parties of in	terest in this application to the best of my knowledge and belief.
	Bloomland Corporation Signature: Deall Reisure Atty
	(Applicant) Joseph B. Reisman, Esq.
Sworn to and subscribed before me, this of day of overland and subscribed before me,	Attorney
1110 <u>-</u> 20) 0(1)	(SEAL) Virginia T Almaguer-Delacerda
Notary Public, State of Florida at Large	My Commission DD034284 Expires June 17 2005
My Commission Expires:	

*Disclosure shall not be required of any entity, the equity interests in which are regularly traded on an established securities market in the United States or other country; or of any entity, the ownership interests of which are held in a limited partnership consisting of more than 5,000 separate interests and where no one person or entity holds more than a total of 5% of the ownership interest in the limited partnership.

DISCLOSURE OF INTERES

If the property which is the subject of the application is owned or leased by a CORPORATION, list the principal stockholders and the percentage of stock owned by each. [Note: Where the principal officers or stockholders consist of another corporation(s), trustee(s), partnership(s) or other similar entities, further disclosure shall be required which discloses the identity of the individual(s) (natural persons) having the ultimate ownership interest in the aforementioned entity].

CORPORATION NAME: Garcen Corporation	•
NAME, ADDRESS AND OFFICE	Percentage of Stock
Stephen H. Reisman	33.33%
1001 S. Alhambra, Coral Gables, FL 33146	
Sharon D. Marcus	33.33%
10025 SW 94th Ct., Miami, FL 33176	
Laura J. Dennis	33.33%
915 Chesterfield Dr., Lower Gwynedd, PA 19002	
·	
f the property which is the subject of the application is over the trust and the percentage of interest held by each. [corporation(s), another trust(s), partnership(s) or other which discloses the identity of the individual(s) (natural po	Note: Where the beneficiary/beneficiaries cons similar entities, further disclosure shall be req
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of the trust and the percentage of interest held by each. [corporation(s), another trust(s), partnership(s) or other which discloses the identity of the individual(s) (natural perforementioned entity]. TRUST NAME	Note: Where the beneficiary/beneficiaries cons similar entities, further disclosure shall be req ersons) having the ultimate ownership interest i
of the trust and the percentage of interest held by each. [sorporation(s), another trust(s), partnership(s) or other which discloses the identity of the individual(s) (natural perforementioned entity]. TRUST NAME	Note: Where the beneficiary/beneficiaries cons similar entities, further disclosure shall be req ersons) having the ultimate ownership interest i
of the trust and the percentage of interest held by each. [corporation(s), another trust(s), partnership(s) or other which discloses the identity of the individual(s) (natural perforementioned entity]. TRUST NAME	Note: Where the beneficiary/beneficiaries cons similar entities, further disclosure shall be req ersons) having the ultimate ownership interest i

If the property which is the subject of the application is owned or leased by a PARTNERSHIP OR LIMITED PARTNERSHIP, list the principals of the partnership, including general and limited partners. [Note: Where the partner(s) consist of another partnership(s), corporation(s), trust(s) or other similar entities, further disclosure shall be required which discloses the identity of the individual(s) (natural persons) having the ultimate ownership interest in the aforementioned entity].

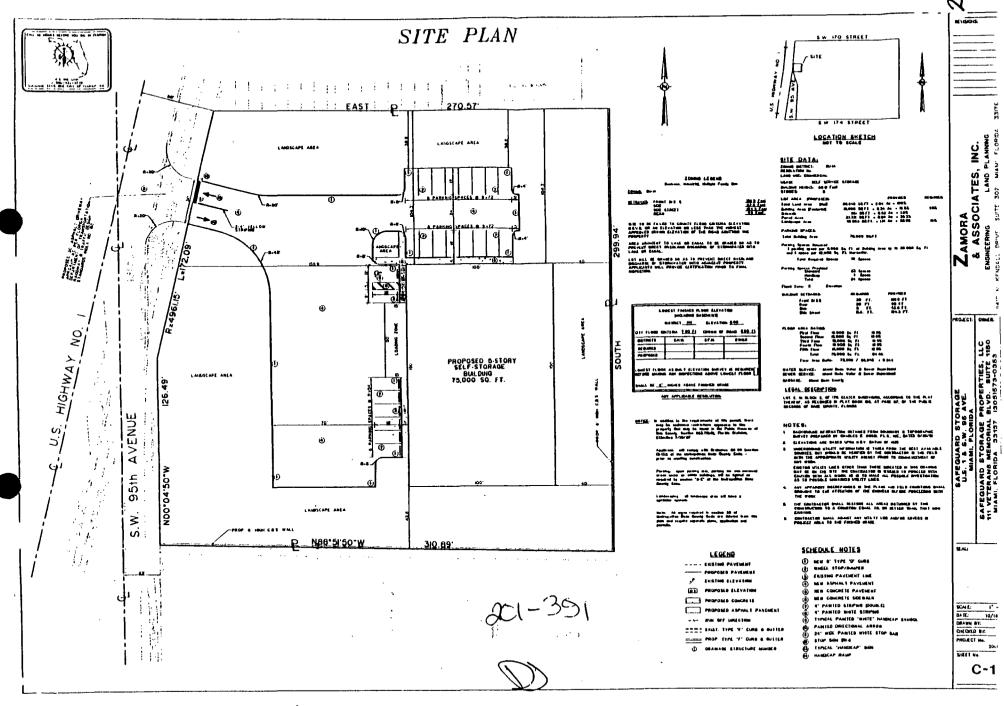
PARTNERSHIP OR LIMITED PARTNERSHIP NAME

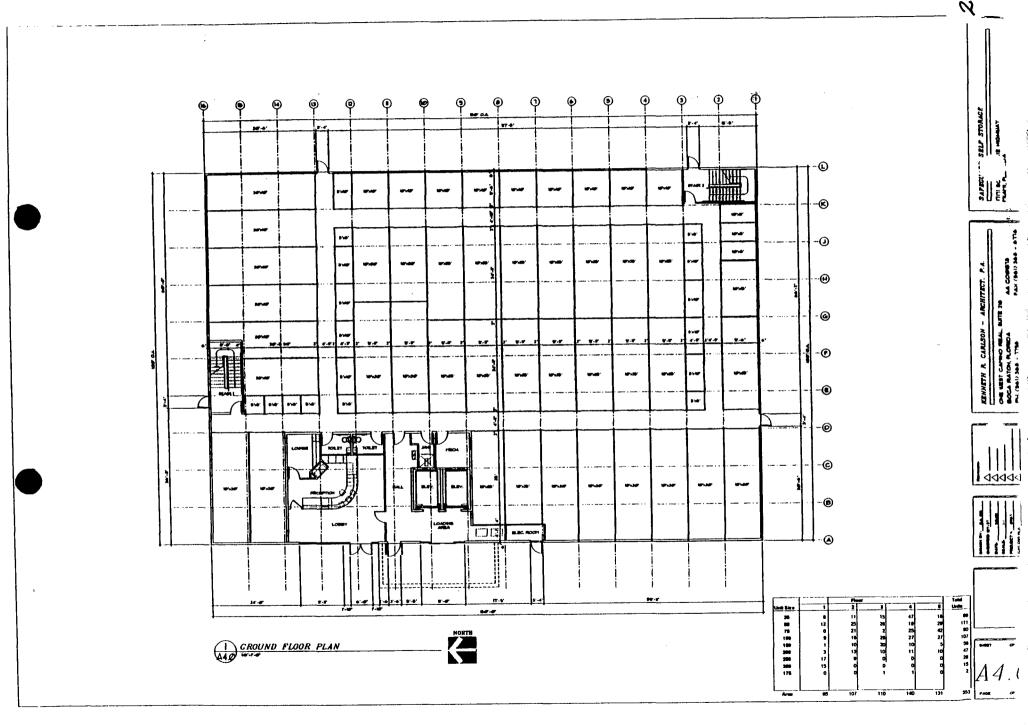
NAME AND ADDRESS	Percentage of Ownership
	•
If there is a CONTRACT FOR PURCHASE, whether of Corporation, Trustee or Partnership list the names of the officers, stockholders, beneficiaries or partners. [Note: Wor partners consist of another corporation, trust, partners required which discloses the identity of the individual(s interest in the aforementioned entity).	e contract purchasers below, including the principal here the principal officers, stockholders, beneficiaries thip or other similar entities, further disclosure shall be
: :	
NAME: Safeguard Storage Propertie	es, LLC
NAME, ADDRESS AND OFFICE (if applicable)	Percentage of Interest
Bruce C. Rech, Jr.	75%
111 Veterans Memorial Blvd., Ste 1150	
Metairie, LA 70005	
Jack A. Chaney	25%

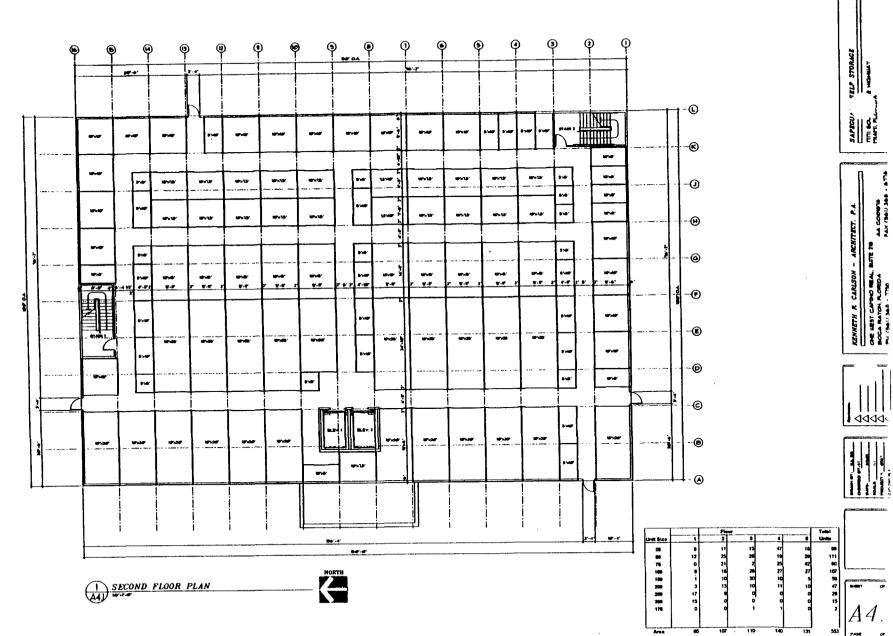
Date of contract: 8/29/01

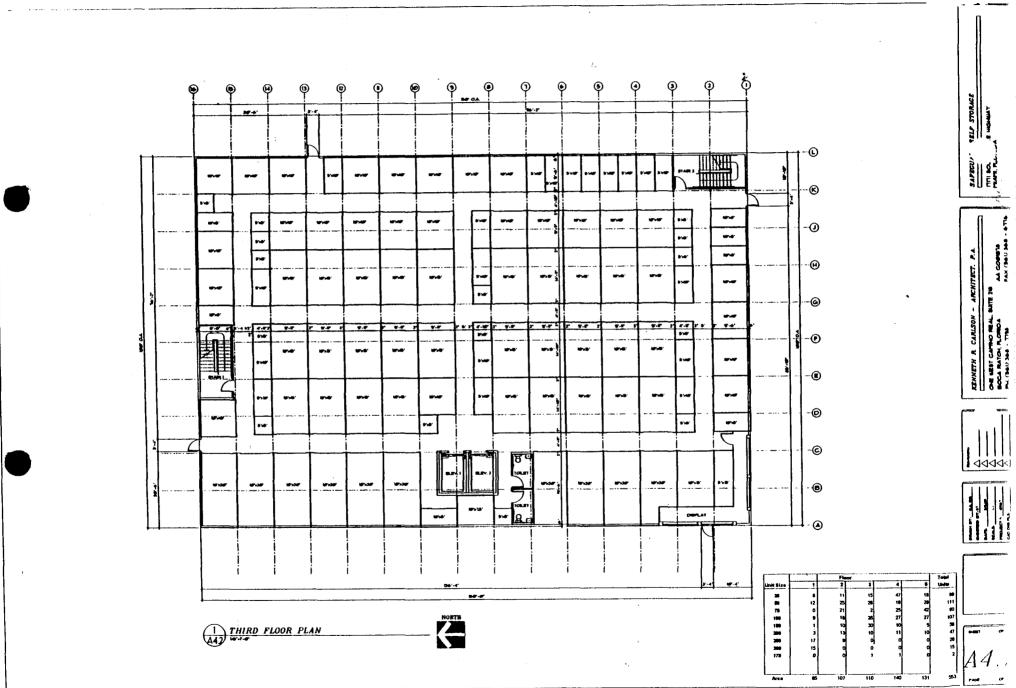
If any contingency clause or contract terms corporation, partnership or trust.	involve additional parties, list all individuals or officers, if a
<u> </u>	
For any changes of ownership or changes in co but prior to the date of final public hearing, a s	ontracts for purchase subsequent to the date of the application upplemental disclosure of interest shall be filed.
The above is a full disclosure of all parties of in	terest in this application to the best of my knowledge and belief
	Garcen Corporation Signature: ORIMB Reimmy July.
÷	(Applicant)oseph B. Reisman
Sworn to and subscribed before me, this and day of blender wo	
	SEA Prignia Y Alexander Delacerts My Comre
Notary Public, State of Florida at Large	Expires June 17 200
My Commission Expires:	
*Disclosure shall not be required of any enti-	ity, the equity interests in which are regularly traded on ar

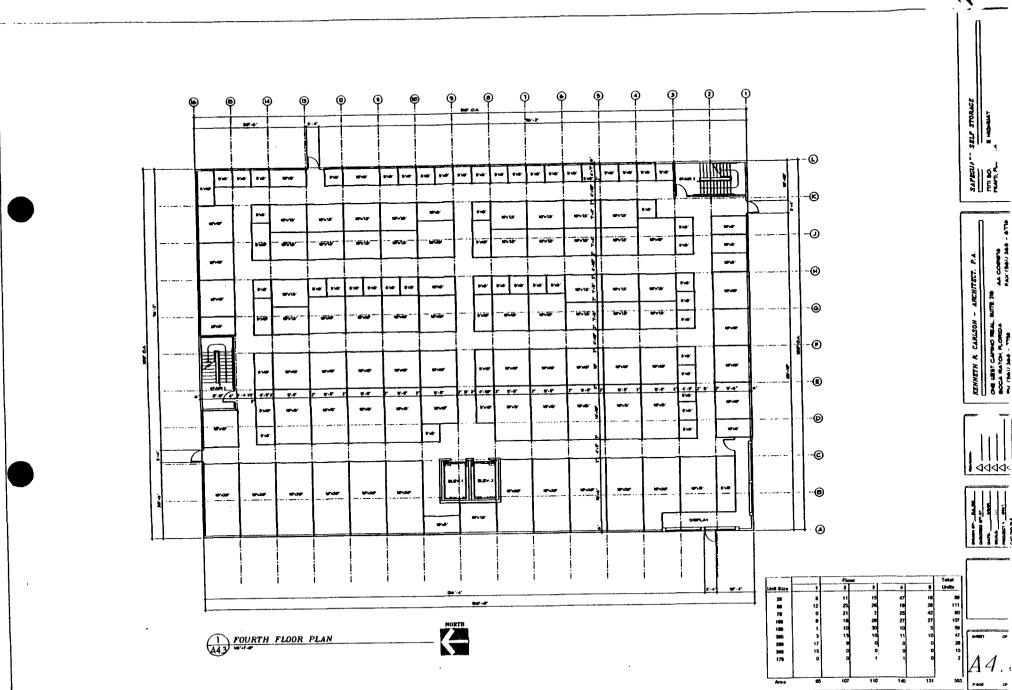
*Disclosure shall not be required of any entity, the equity interests in which are regularly traded on an established securities market in the United States or other country; or of any entity, the ownership interests of which are held in a limited partnership consisting of more than 5,000 separate interests and where no one person or entity holds more than a total of 5% of the ownership interest in the limited partnership.

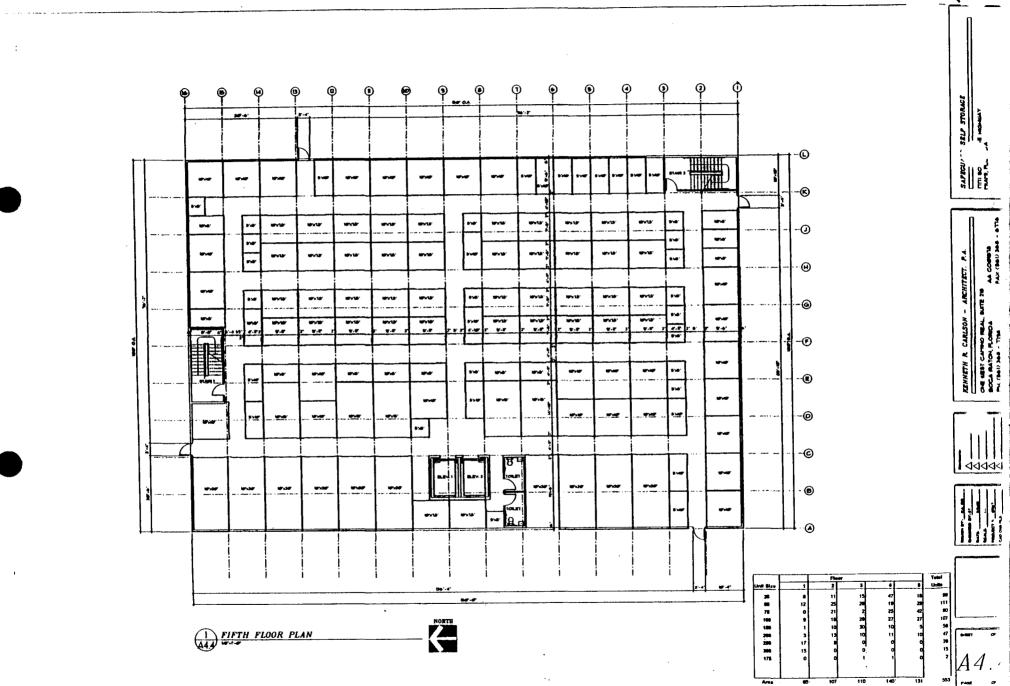


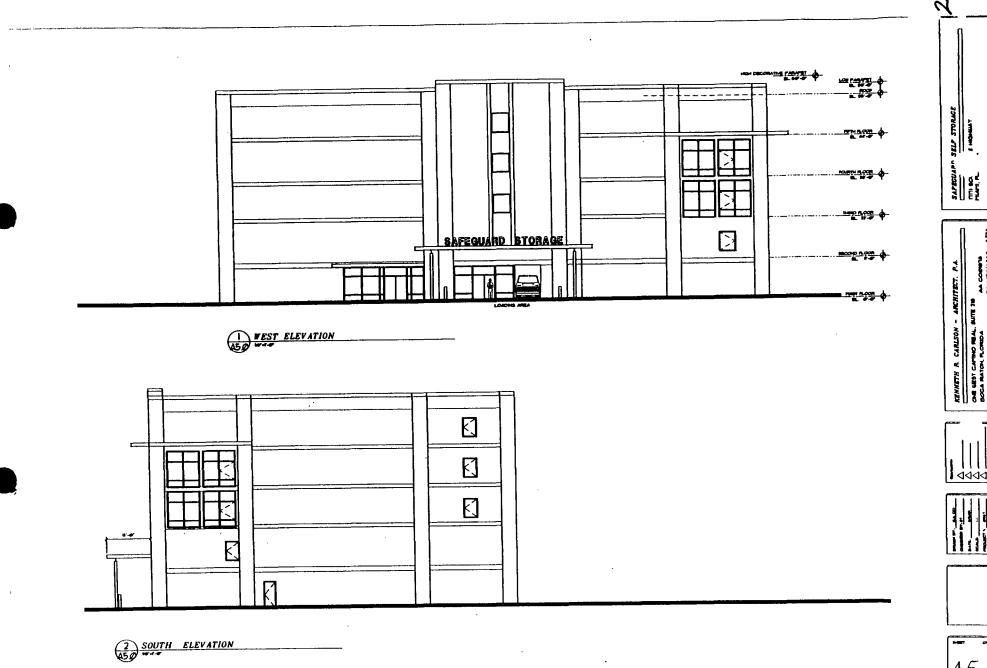


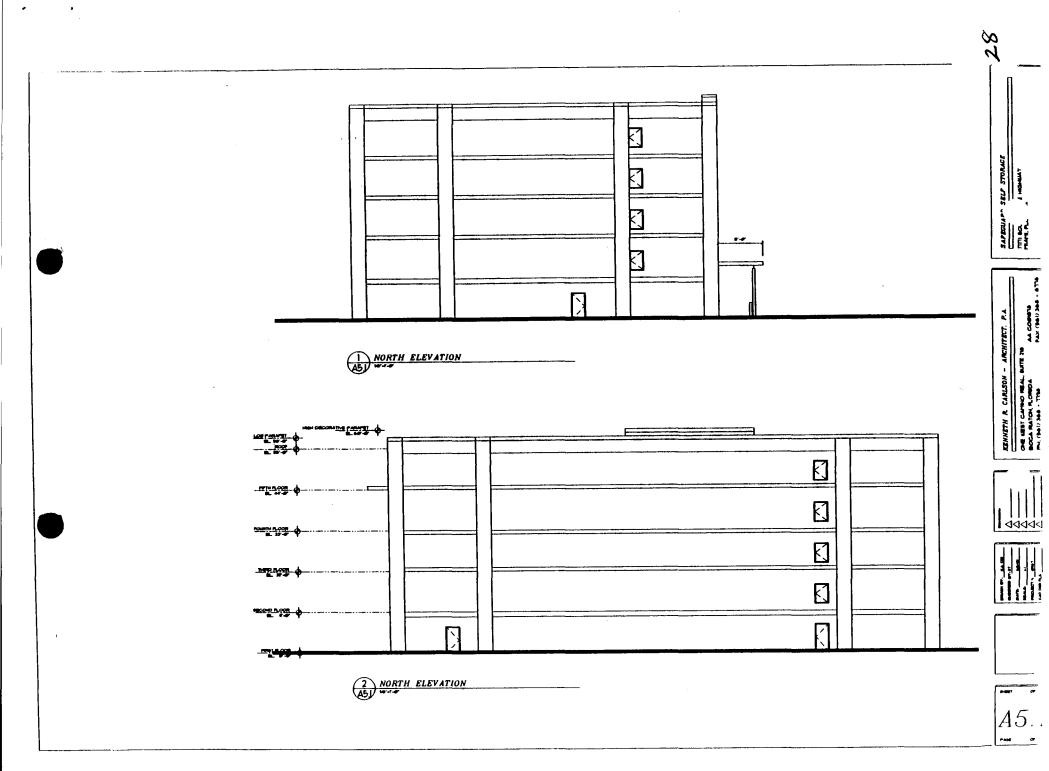


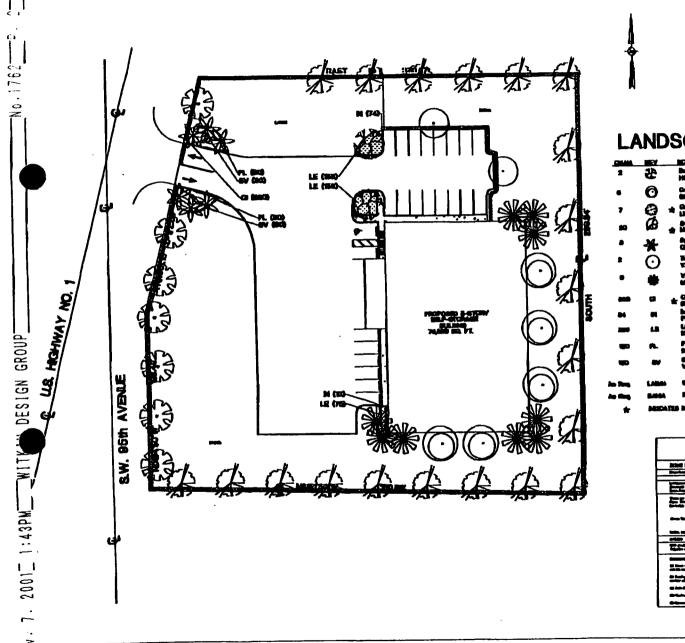








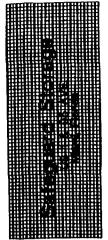


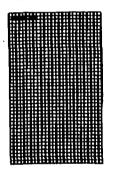


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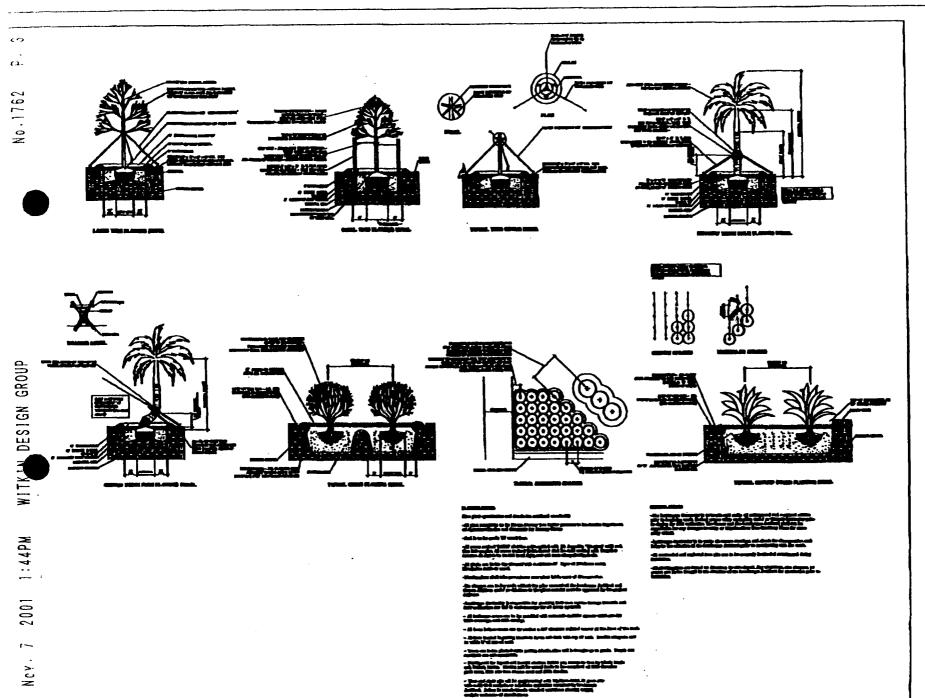
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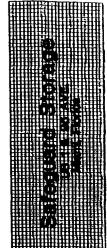


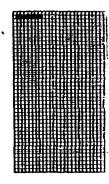




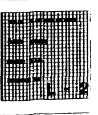


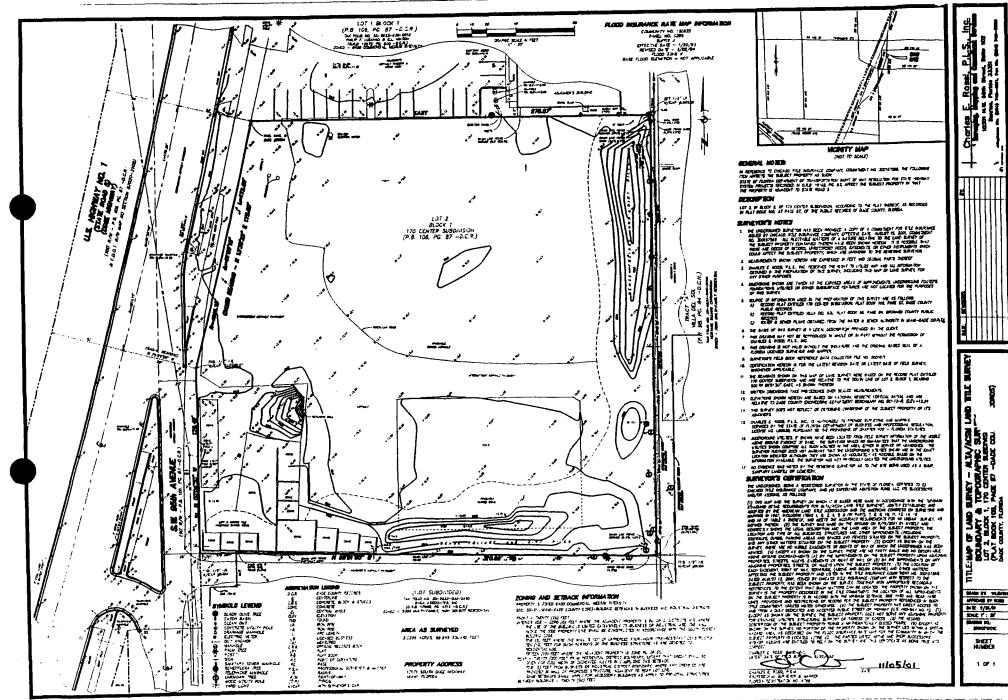








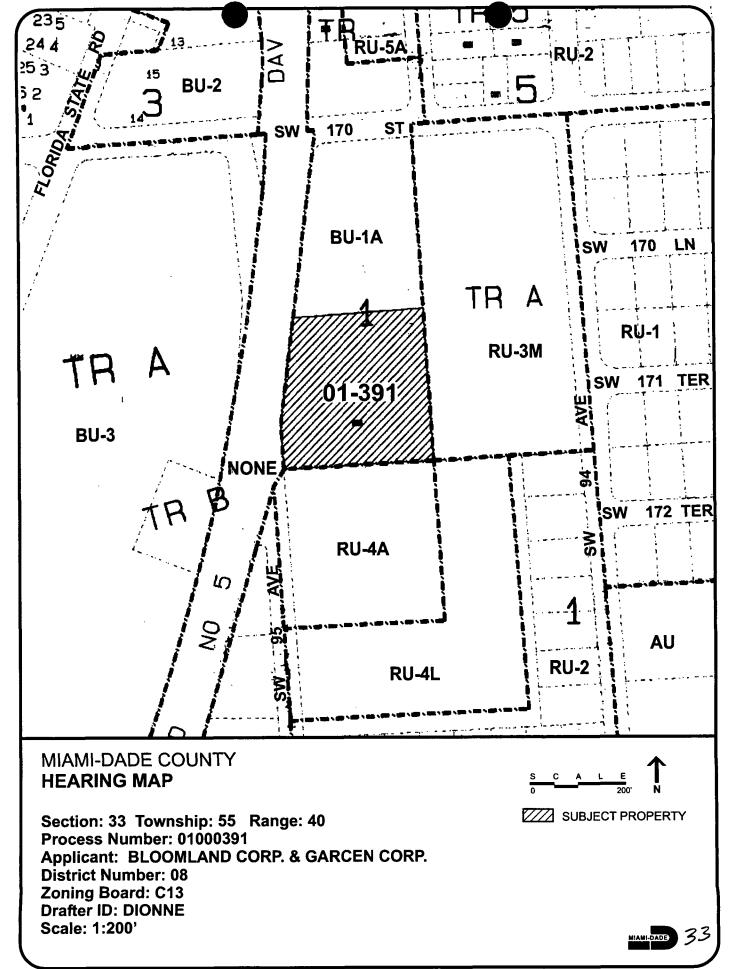


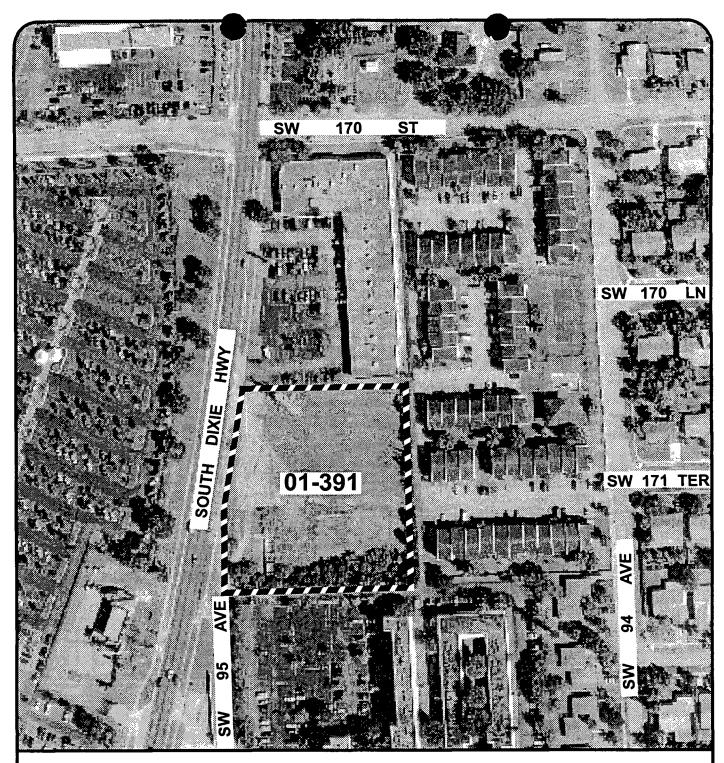


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PROFESSIONAL PREPARER'S STATEMENT OF LANDSCAPING COMPLIANCE

PROCESS NUMBER					
Legal description: Lot Block, Subdivision P.B, Page, Development name Storage Located at (address)					
I/We hereby certify that the landscaping/irrigation plan being submitted for the above captioned complies with the requirements of Ordinance 95-222 (landscape ordinance) as to species, height, trunk width and location at time of planting, and that the species as shown are in accordance with the accepted species approved by Dade County and that none of the species are from the prohibited list.					
Additionally automatic sprinkler systems (if applicable) comply with requirement of said ordinance as to type of heads, spray system, location, etc.					
I/We further certify that I/We am/are authorized under Chapter 481, Florida statutes to prepare and submit this landscaping/irrigation plan.					
Professional Preparer's Signature Seal:					
Andrew Witkin <u>License #889</u>					
STATE OF FLORIDA COUNTY OF DADE					
The foregoing instrument was acknowledged before me this 6 day of 2001, by Andrew Witkin, of Witkin Design Group, Inc., a Florida corporation, on behalf of the corporation. He is personally known to me and did not take an oath.					
Witness my signature and official seal this <u>(o</u> day of <u>Nov.</u> , 2001, in the County and State aforesaid, the date and year last aforesaid.					
My commission expires: Shani Roushar Notary Public Signature SHANI R. ROUSHAR MY COMMISSION # CC 902188 EXPIRES: January 13, 2004 Bonded Thru Notary Public Underwriters					





MIAMI-DADE COUNTY **AERIAL**

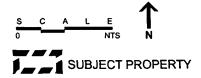
Section: 33 Township: 55 Range: 40

Process Number: 01000391

Applicant: BLOOMLAND CORP. & GARCEN CORP.

District Number: 08 Zoning Board: C13 Drafter ID: DIONNE

Scale: NTS





A. BLOOMLAND CORP. & GARCEN CORP. (Applicant)

02-1-CZ13-1 (01-391) Area 13/District 8 Hearing Date: 2/13/02

Property Owner (if different from applicant) Same.					
Is there an option to purchase $\ \ $	of the				
If yes, who are the interested parties?: Safeguard Storage Properties, LLC.					
Disclosure of interest form attached? Yes ☑ No □					

Previous Zoning Hearings on the Property:

<u>Year</u>	<u>Applicant</u>	Request	Board	Decision
1958	Henry Freeman	Zone change from AU to BU-1A.Special permit for retail plant nursery.	BA	Approved
1998	Reismant Reuitz	Variance on signs.	CZAB-13	Approved

Action taken today does not constitute a final development order, and one or more concurrency determinations will subsequently be required. Provisional determinations or listings of needed facilities made in association with this Initial Development Order shall not be binding with regard to future decisions to approve or deny an Intermediate or Final Development Order on any grounds.

TEAM METRO KENDALL OFFICE

ENFORCEMENT HISTORY

Bloomland Corp. & Garcen Corp.	Lying on the East side of S. Dixie Hwy. & North of Theoretical SW 172 ST. F/K/A/ 17171 S. Dixie		
	Hwy.		
APPLICANT	ADDRESS		
2/13/2002	01-391		
DATE	HEARING NUMBER		

CURRENT ENFORCEMENT HISTORY:

12/24/2001

An inspection of the property revealed no current violations.

No open or active cases.

MIAMI-DADE COUNTY COMMUNITY ZONING APPEALS BOARD - AREA 13 MOTION SLIP

Applicant I	Name: BLOOML	AND CORP. & GARC	EN CO	RP.	_
Representative: <u>Joe Goldstein</u>		Objectors: Now			
nepresent	<u></u>		·		
Hearing No	o. 02-1-CZ13-1	(01-391)	Hearin	g Date:	January 23, 2002
	R	esolution No. CZAB	13	-01	
Motion:					
Per Depart	ment		Standa	rd Cond	litions:
Per DIC			Deferre	ed to: _	Feb. 13,2002
Approved a	as Requested		Withdr	awal _	
Denied Wit	thout Prejudice				
Denied Wit	th Prejudice				
Other:	to work	WHL Staff			
Revised pl	ans accepted?	YES			
Covenant	accepted?	YES			·
			Yes	No	Absent
	Robert P. Harri	son III /		110	Aboon
	Karen Kirby	/			
	Albert J. LaVoi				
	Marsha Matsor				
	John Pettit 🗸				
	Linda Robinso		/		
	Paula Paim ✓				
		VOTE: L TO L			ey: Jay Williams
EXHIBITS:	YE\$	NO <u>~</u>	Count	y Attorn	ey: - will ams

MIAMI-DADE COUNTY DEPARTMENT OF PLANNING AND ZONING **RECOMMENDATION TO COMMUNITY COUNCIL No. 13**

APPLICANT: Bloomland Corp. & Garcen Corp.

PH: Z01-391 (02-1-CZ13-1)

SECTION:

33-55-40

DATE: February 13, 2002

COMMISSION DISTRICT: 8 _______

ITEM NO.: A

INTRODUCTION

REQUESTS: 0

SPECIAL EXCEPTION to permit a self-service storage facility. (1)

- NON-USE VARIANCE OF ZONING REGULATIONS to permit a proposed (2) building with a height of 60' and 5 stories (45' and 4 stories permitted).
- NON-USE VARIANCE OF FLOOR AREA RATIO REQUIREMENTS to permit (3)a floor area ratio of .844 (.84 permitted).

Plans are on file and may be examined in the Zoning Department entitled "Safeguard Storage," as prepared by Zamora & Assoc. and dated received November 7, 2001 and Landscape Plans, as prepared by Witkin Design Group entitled "Safeguard Storage," and dated received November 7, 2001; 7 pages of plans prepared by Kenneth R. Carlson, Architect, P.A. and dated 11/5/01 and "Map of Land Survey," as prepared by Charles E. Rossi, P.L.S., Inc. and dated 9/26/01. Plans may be modified at public hearing.

SUMMARY OF REQUESTS: 0

This application will allow the applicant to develop the site with a self-service storage facility. The non-use variance requests will also allow a greater building height, an additional story, and a greater floor area ratio than permitted.

LOCATION: 0

Lying on the east side of S. Dixie Highway and north of theoretical S.W. 172 Street F/K/A: 17171 S. Dixie Highway, Miami-Dade County, Florida.

SIZE: 2.04 acres. 0

0 **IMPACT:**

The approval of these requests will allow the applicant to provide a service to the community by operating a five story self-service storage facility. This application will bring additional traffic and noise into the neighborhood and the non-use variances will be intrusive to the surrounding area without additional landscaping.

B. ZONING HEARING HISTORY:

In 1958, Resolution BA-11458-58 approved a zone change from AU to BU-1A and a Special Permit was also granted that allowed a retail plant nursery to operate on this site. In 1984, the Zoning Appeals Board (ZAB) granted a variance for signs on this site (4ZAB-392-84).

C. COMPREHENSIVE DEVELOPMENT MASTER PLAN (CDMP):

The Adopted 2005 and 2015 Land Use Plan designates the subject property as being 1. within the Urban Development Boundary for business and office.

NEIGHBORHOOD CHARACTERISTICS: D.

ZONING

LAND USE PLAN DESIGNATION

Subject Property:

BU-1A; vacant

Business and Office

Surrounding Properties:

NORTH: BU-1A; shopping center

Business and Office

SOUTH: RU-4A; 4-story apartment building

Business and Office

EAST: RU-3M; apartments

Residential, 2.6 to 6.0 dua

WEST: BU-3; Auto Nation used car sales

Business and Office

The subject parcel is located on the east side of the northbound lane of South Dixie Highway in the Perrine area of south Miami-Dade County. This commercial area maintains a myriad of businesses ranging from used car sales lots to restaurants. There is residential development to the east and a four-story apartment complex to the south.

SITE AND BUILDINGS: E.

Site Plan Review:

Scale/Utilization of Site: Location of Buildings:

Acceptable Acceptable

Compatibility:

Acceptable Acceptable

Landscape Treatment: Open Space:

Acceptable

Buffering:

Acceptable **Acceptable**

Access: Parking Layout/Circulation:

Acceptable Acceptable

Visibility/Visual Screening: **Energy Considerations:**

N/A

Roof Installations:

N/A

Service Areas:

N/A

Signage:

N/A

Urban Design:

Acceptable

F. PERTINENT REQUIREMENTS/STANDARDS:

The Board shall hear an application for and grant or deny special exceptions; that is, those exceptions permitted by regulations only upon approval after public hearing, new uses and unusual uses which by the regulations are only permitted upon approval after public hearing; provided the applied for exception or use, including exception for site or plot plan approval, in the opinion of the Community Zoning Appeals Board, would not have an unfavorable effect on the economy of Miami-Dade County, Florida, would not generate or result in excessive noise or traffic, cause undue or excessive burden on public facilities, including water and sewer, solid waste, disposal, recreation, transportation, streets, roads, highways or other such facilities which have been constructed or which are planned and budgeted for construction, are accessible by private or public roads, streets or highways, tend to create a fire or other equally or greater dangerous hazards, or provoke excessive overcrowding or concentration of people or population, when considering the necessity for and reasonableness of such applied for exception or use in relation to the present and future development of the area concerned and the compatibility of the applied for exception or use with such area and its development.

Upon appeal or direct application in specific cases, the Board shall hear and grant applications for **non-use variances** from the terms of the zoning and subdivision regulations and may grant a non-use variance upon a showing by the applicant that the non-use variance maintains the basic intent and purpose of the zoning, subdivision and other land use regulations, which is to protect the general welfare of the public, particularly as it affects the stability and appearance of the community and provided that the non-use variance will be otherwise compatible with the surrounding land uses and would not be detrimental to the community. No showing of unnecessary hardship to the land is required.

G. NEIGHBORHOOD SERVICES:

DERM
Public Works
Parks
No objection
MDTA
No objection
Fire Rescue
Police
Schools
No comment

H. ANALYSIS:

This application was deferred from the January 23, 2002 meeting of the Community Zoning Appeals Board-13 upon the request of the applicant to work with staff.

The subject property is located on the east side of the northbound lane of South Dixie Highway and north of theoretical S.W. 172 Street and is the former location of Natureland Nursery. The plans submitted by the applicant depict a five story, 75,000 sq. ft. self-service storage building located on the southeast portion of the property with parking provided to the north and west of the proposed building. Ingress and egress is provided from South Dixie Highway. The plans depict a proposed 6' high CBS wall along the east and south property lines where the subject property abuts residentially zoned property and landscaping is provided throughout the site.

The Department of Environmental Resources Management (DERM) has no objections to this application and has indicated that it meets the Level of Service (LOS) standards set forth in the Master Plan. However, the applicant will have to comply with all DERM conditions as set forth in their memorandum pertaining to this application. The Public Works Department has no objections to this application. This application will generate an additional 59 p.m. daily peak hour vehicle trips to this area. However, said trips will not exceed the acceptable Level of Service (LOS) on the area roadways which are currently at LOS "B," "C," and "D." The Cutler Ridge District of the Miami-Dade Police Department serves this area. In October 2001, that District had an average emergency response time of 5.0 minutes.

This application will allow the applicant to provide a service to the community by operating a five-story self-service storage facility. The use proposed will be consistent with the Business and Office designation of this site by the Master Plan and will be compatible with other commercial ventures along South Dixie Highway. Although staff did not originally support the non-use variance requests, staff has re-examined the plans and has determined that with additional landscaping, the plans as submitted are acceptable and will be less intrusive to the surrounding area than if the applicant were to redesign the plans to comply with F.A.R. and height requirements. The building as proposed is setback a minimum of 155.9' from South Dixie Highway. With the proposed landscaping, it will cause a lesser visual impact than if the applicant were to decrease the proposed building height to four stories and comply with F.A.R. requirements. Additionally, the proposed building provides a floor area ratio of .844 where a maximum of F.A. R. of .84 is permitted, with an overage of only .004. In order to comply with height and F.A.R. requirements, the applicant would have to redesign the building to have a much larger footprint and it would also be located as close as 55.9' to South Dixie Highway, in lieu of the proposed building which is setback 155.9' from same. A four story building being located 55.9' from the Highway would be visually intrusive to the surrounding area. Staff conditions its approval of this application on the conditions that the applicant provide landscaping strips, with a minimum width of 25', along the east and south property lines to offset the visual impact of the additional one-story from the adjacent apartments. Said landscape strip shall consist of hedging and a staggered double row of trees. The submitted site plan is well designed and with the

aforementioned additional landscaping, will be **compatible** with the surrounding area. When considering the necessity for and the reasonableness of the self-service storage facility proposed in relation to the surrounding area and the compatibility of said use with the area and its development, staff is of the opinion that the proposed self-service storage facility use, with conditions imposed, will not have an unfavorable effect on same, and will not be contrary to the public interest.

H. **RECOMMENDATION:** Approval with conditions.

I. CONDITIONS:

- 1. That a site plan be submitted to and meet with the approval of the Director upon the submittal of an application for a building permit and/or Certificate of Use and Occupancy; said plan to include among other things but not be limited thereto, location of structure or structures, types, sizes and location of signs, light standards, off-street parking areas, exits and entrances, drainage, walls, fences, landscaping, etc.
- 2. That in the approval of the plan, the same be substantially in accordance with that submitted for the hearing entitled "Safeguard Storage," as prepared by Zamora & Assoc. and dated received November 7, 2001 and Landscape Plans, as prepared by Witkin Design Group entitled "Safeguard Storage," and dated received November 7,2001; 7 pages of plans prepared by Kenneth R. Carlson, Architect, P.A. and dated 11/5/01 and "Map of Land Survey," as prepared by Charles E. Rossi, P.L.S., Inc. and dated 9/26/01.
- 3. That the use be established and maintained in accordance with the approved plan.
- 4. That the applicant submit to the Department for its review and approval a landscaping plan which indicates the type and size of plant material prior to the issuance of a building permit and to be installed prior to the issuance of a Certificate of Use and Occupancy.
- 5. That the applicant provide a minimum 25' wide landscape strip along the east and south property lines. Said strip shall consist of a staggered double row of trees, 25' off-center and with a minimum height of 16' to 18' at time of planting, and a continuous hedge, at least 3' high at the time of planting, that will grow to a height of 6'. The aforementioned shall be installed prior to the issuance of a Certificate of Use and Occupancy.
- 6. That the applicant obtain a Certificate of Use and Occupancy from the Department, upon compliance with all terms and conditions, the same subject to cancellation upon violation of any of the conditions.
- 7. That the applicant comply with all applicable conditions and requirements of the Department of Environmental Resources Management as contained in their Memorandum pertaining to this application.

8. That the applicant comply with all applicable conditions and requirements of the Public Works Department as contained in their Memorandum pertaining to this application.

DATE INSPECTED:

12/17/01

DATE TYPED:

12/31/01

DATE REVISED:

02/01/02

DATE FINALIZED:

02/01/02

DO'QW:AJT:MTF:REM:JDR

7 Diane O'Quinn Williams, Director Miami-Dade County Department of

Link I Tonk

Planning and Zoning



MEMORANDUM



TO:

Diane O' Quinn-Williams, Director

Department of Planning and Zoning

DATE:

November 30, 2001

SUBJECT:

C-13 #Z2001000391

Bloomland Corporation & Garcen

Corporation

17171 S. Dixie Highway

SE to Permit a Self-Storage Facility and NUV of Height Requirements

(BU-1A)(2.04 Ac.)

33-55-14

MIAMI-DADE COUNTY
DIRECTOR'S OFFICE
DEPT. OF ELANNING & ZONING.

FROM:

Alyce M. Robertson, Assistant Director Environmental Resources Management

DERM has reviewed the subject application and has determined that it meets the minimum requirements of Chapter 24 of the Code of the Miami-Dade County, Florida. Accordingly, DERM may approve the application and it may be scheduled for public hearing. DERM has also evaluated the request insofar as the general environmental impact that may derive from it, and based upon the available information offers no objection to its approval.

Potable Water Supply:

Public water can be made available to this site, therefore, connection will be required.

Existing public water facilities and services meet the Level of Service (LOS) standards set forth in the Comprehensive Development Master Plan (CDMP). Furthermore, the proposed development order, if approved, will not result in a reduction in the LOS standards subject to compliance with the conditions required by DERM for this proposed development order.

Wastewater Disposal:

The closest public sanitary sewer is located approximately 220 feet from the site. Based on the proposed request, the subject property is within feasible distance for connection to the public sanitary sewer system; therefore, DERM shall require that any development on the site be connected to public sanitary sewers in accordance with Code requirements.

Existing public sanitary sewer facilities and services meet the Level of Service (LOS) standards set forth in the CDMP. Furthermore, the proposed development order, if approved, will not result in a reduction in the LOS standards subject to compliance with the conditions required by DERM for this proposed development order.

Additionally, in light of the fact that the County's public sanitary sewer system has limited collection/transmission and treatment capacity, no new sewer service connections can be permitted until adequate capacity becomes available. Consequently, final development orders for this site may not be granted unless adequate capacity in the sanitary sewer collection/transmission system becomes available or if approval for alternative means of sewage disposal can be obtained. Use of an alternative means of sewage disposal shall be an interim measure, with connection to the public sanitary sewer system required upon availability of adequate collection/transmission and treatment capacity.

C-13 #Z2001000391 Bloomland Corporation & Garcen Corporation Page 2

Stormwater Management:

All stormwater shall be retained on site utilizing properly designed seepage or infiltration drainage structures. Drainage plans shall provide for full on-site retention of the stormwater runoff of a 5-year storm event. Pollution Control devices shall be required at all drainage inlet structures.

A Standard General Environmental Resource Permit from DERM shall be required for the construction and operation of the required surface water management system. The applicant is advised to contact DERM in order to obtain additional information concerning permitting requirements.

Site grading and development shall comply with the requirements of Chapter 11C of the Code of Miami-Dade County.

Any proposed development shall comply with County and Federal flood criteria requirements. The proposed development order, if approved, will not result in a reduction in the Level of Service standards for flood protection set forth in the Comprehensive Development Master Plan subject to compliance with the conditions required by DERM for this proposed development order.

Hazardous Materials Management:

Due to the nature of uses allowed in the existing zoning classification, the applicant may be required to obtain DERM approval for management practices to control the potential discharge and spillage of pollutants associated with some land uses permitted in the underlying zoning district. The applicant is advised to contact the DERM Industrial Facilities Section concerning required management practices.

Operating Permits:

Section 24-35.1 of the Code authorizes DERM to require operating permits from facilities that could be a source of pollution. The applicant should be advised that due to the nature of some land uses permitted under the existing zoning classification, operating permits from DERM may be required. It is therefore suggested that the applicant contact DERM concerning operating requirements.

Fuel Storage Facilities:

Section 24-12.2 of the Code outlines regulations for any proposed or existing underground storage facilities. The regulations provide design, permitting, installation, modification, repair, replacement and continuing operation requirements and criteria. In addition, monitoring devices, inventory control practices and pressure testing of fuel storage tanks is required. The Storage Tank Section of DERM should be contacted for permitting requirements in this regard, if any fuel storage facility is requested.

Wetlands:

The subject site is not located in jurisdictional wetlands as defined in Chapter 24-3 and 24-58 of the Code; therefore, a Class IV Permit for work in wetlands will not be required by DERM.

Notwithstanding the above, permits from the Army Corps of Engineers (USACOE), the State of Florida Department of Environmental Protection (FDEP) and the South Florida Water

C-13 #Z2001000391

Bloomland Corporation & Garcen Corporation

Page 3

Management District (SFWMD) may be required for the proposed project. The applicant is advised to contact these agencies concerning their permit procedures and requirements.

Tree Preservation:

Section 24-60 of the Code requires the preservation of tree resources. A Miami-Dade County tree removal permit is required prior to the removal or relocation of any trees. The applicant is advised to contact DERM staff for permitting procedures and requirements.

Concurrency Review Summary:

The Department has conducted a concurrency review for this application and has determined that the same meets all applicable Levels of Service standards for an initial development order, as specified in the adopted Comprehensive Development Master Plan for potable water supply, wastewater disposal and flood protection. Therefore, the application has been approved for concurrency subject to the comments and conditions contained herein.

This concurrency approval does not constitute a final concurrency statement and is valid only for this initial development order as provided for in the adopted methodology for concurrency review. Additionally, this approval does not constitute any assurance that the LOS standards would be met by any subsequent development order applications concerning the subject property.

In summary, the application meets the minimum requirements of Chapter 24 of the Code and therefore, it may be scheduled for public hearing; furthermore, this memorandum shall constitute DERM's written approval as required by the Code. Additionally, DERM has also evaluated the application so as to determined its general environmental impact and after reviewing the available information offers no objections to the approval of the request.

cc: Al Torres, Zoning Services-P&Z

Maria T. Fojo, Zoning Evaluation-P&Z

Greg Adkins, Planning Division-P&Z

Lynn Talleda, Zoning Hearings-P&Z

PUBLIC WORKS DEPARTMENT COMMENTS

Applicant's Name: Bloomland Corp. & Garcen Corp.

This Department has no objections to this application subject to the following:

Sidewalks/pedestrian walkways must have a minimum width of 5 feet, and 6 feet with thickened edge when adjacent to asphalt.

Driveway to US-1 must meet current F.D.O.T. access management requirements, contact the district office at 470-5367 for driveway and drainage permits.

This application does meet the traffic concurrency criteria for an Initial Development Order. It will generate 59 PM daily peak hour vehicle trips. The traffic distribution of these trips to the adjacent roadways reveal that the addition of these new trips does not exceed the acceptable level of service of the following roadways:

Sta. #		LOS present	LOS w/project
* **	S. Dixie Hwy. s/o SW 152 Ave.	- C	С
F-332	5. DIXIE My. 5/0 50 252 1100	D	D
9866	SW 168 St. w/o SW 87 Ave.	В	В
F-346	S. Dixie Hwy. n/o SW 112 Ave.	<u> </u>	B
9868	SW 168 St. w/o US-1	B	3 6
F-1114	SW 186 St. w/o US-1	D	ע

The request herein, constitutes an Initial Development Order only, and one or more traffic concurrency determinations will subsequently be required before development will be permitted.

Raul A. Pino, P.L.S.

JAN. CS 2002

Date

DISCLOSURE OF INTERES

If the property which is the subject of the application is owned or leased by a CORPORATION, list the principal stockholders and the percentage of stock owned by each. [Note: Where the principal officers or stockholders consist of another corporation(s), trustee(s), partnership(s) or other similar entities, further disclosure shall be required which discloses the identity of the individual(s) (natural persons) having the ultimate ownership interest in the aforementioned entity].

Percentage of Stock
100%
or leased by a TRUSTEE, list the beneficiaries Where the beneficiary/beneficiaries consist o ar entities, further disclosure shall be required s) having the ultimate ownership interest in the
Percentage of Stock
ı

If any contingency clause or contract terms corporation, partnership or trust.	involve additional parties, list all individuals or officers, if a
For any changes of ownership or changes in country but prior to the date of final public hearing, a s	ontracts for purchase subsequent to the date of the application, supplemental disclosure of interest shall be filed.
The above is a full disclosure of all parties of in	terest in this application to the best of my knowledge and belief.
	Bloomland Corporation Signature: Olah Reime May
	(Applicant) Joseph B. Reisman, Esq. Attorney
Sworn to and subscribed before me, this of day of overliner 2001	
	(SEAL) Virginia T Almaguer-Delacerds My Commission DD034284
Notary Public, State of Florida at Large	Expires June 17 2005
My Commission Expires:	

*Disclosure shall not be required of any entity, the equity interests in which are regularly traded on an established securities market in the United States or other country; or of any entity, the ownership interests of which are held in a limited partnership consisting of more than 5,000 separate interests and where no one person or entity holds more than a total of 5% of the ownership interest in the limited partnership.

DISCLOSURE OF INTERES

If the property which is the subject of the application is owned or leased by a CORPORATION, list the principal stockholders and the percentage of stock owned by each. [Note: Where the principal officers or stockholders consist of another corporation(s), trustee(s), partnership(s) or other similar entities, further disclosure shall be required which discloses the identity of the individual(s) (natural persons) having the ultimate ownership interest in the aforementioned entity].

RPORATION NAME: Garcen Corporation	
NAME, ADDRESS AND OFFICE	Percentage of Stock
Stephen H. Reisman	33.33%
001 S. Alhambra, Coral Gables, FL 33146	
Sharon D. Marcus	33.33%
10025 SW 94th Ct., Miami, FL 33176	
Laura J. Dennis	33.33%
315 Chesterfield Dr., Lower Gwynedd, PA 19002	
	TOURTE SAME
the property which is the subject of the application is own f the trust and the percentage of interest held by each. [No orporation(s), another trust(s), partnership(s) or other single discloses the identity of the individual(s) (natural personnementioned entity].	ite: Where the beneficiary/beneficiaries nilar entities, further disclosure shall be
f the trust and the percentage of interest held by each. [No orporation(s), another trust(s), partnership(s) or other single /hich discloses the identity of the individual(s) (natural perstorementioned entity]. TRUST NAME	ote: Where the beneficiary/beneficiaries milar entities, further disclosure shall be sons) having the ultimate ownership inte
f the trust and the percentage of interest held by each. [No orporation(s), another trust(s), partnership(s) or other single which discloses the identity of the individual(s) (natural person forementioned entity].	ote: Where the beneficiary/beneficiaries milar entities, further disclosure shall be
f the trust and the percentage of interest held by each. [No orporation(s), another trust(s), partnership(s) or other single hich discloses the identity of the individual(s) (natural perstorementioned entity]. TRUST NAME	ote: Where the beneficiary/beneficiaries milar entities, further disclosure shall be sons) having the ultimate ownership inte
the trust and the percentage of interest held by each. [No proporation(s), another trust(s), partnership(s) or other sinch discloses the identity of the individual(s) (natural persforementioned entity]. TRUST NAME	ote: Where the beneficiary/beneficiaries milar entities, further disclosure shall be sons) having the ultimate ownership inte
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f the trust and the percentage of interest held by each. [No orporation(s), another trust(s), partnership(s) or other single /hich discloses the identity of the individual(s) (natural perstorementioned entity]. TRUST NAME	ote: Where the beneficiary/beneficiaries milar entities, further disclosure shall be sons) having the ultimate ownership inte

If the property which is the subject of the application is owned or leased by a PARTNERSHIP OR LIMITED PARTNERSHIP, list the principals of the partnership, including general and limited partners. [Note: Where the partner(s) consist of another partnership(s), corporation(s), trust(s) or other similar entities, further disclosure shall be required which discloses the identity of the individual(s) (natural persons) having the ultimate ownership interest in the aforementioned entity].

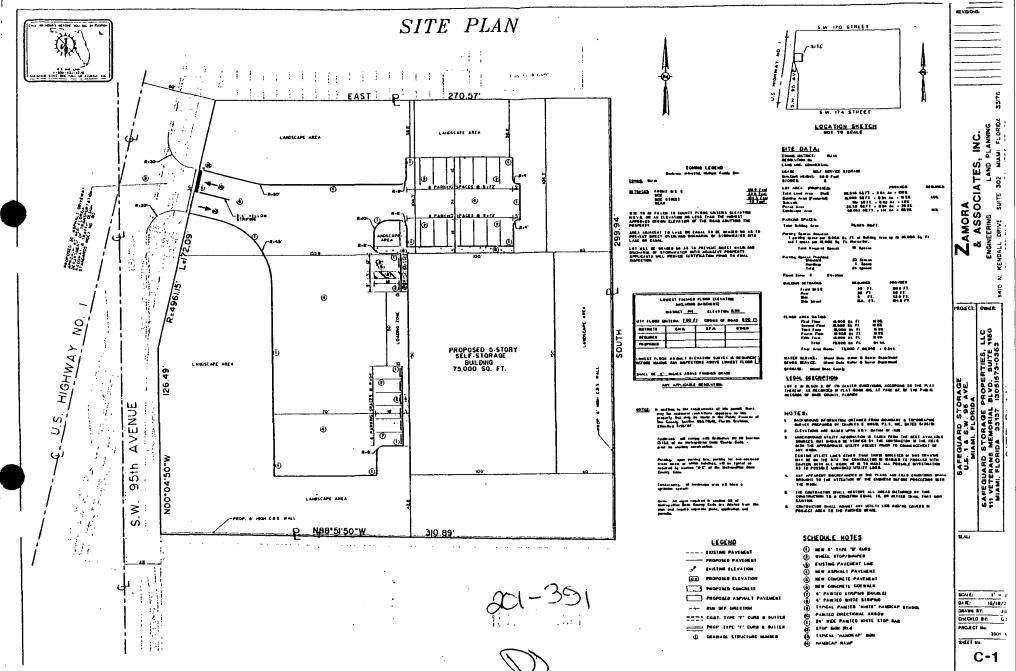
PARTNERSHIP OR LIMITED	PARTNERSHIP!	NAME
------------------------	--------------	------

NAME AND ADDRESS	Percentage of Ownership
Corporation, Trustee or Partnership list the names of officers, stockholders, beneficiaries or partners. [Note: or partners consist of another corporation, trust, partners	contingent on this application or not, and whether a the contract purchasers below, including the principal Where the principal officers, stockholders, beneficiaries ership or other similar entities, further disclosure shall be al(s) (natural persons) having the ultimate ownership
<u>;</u>	
NAME: Safeguard Storage Proper	rties, LLC
NAME, ADDRESS AND OFFICE (if applicable)	Percentage of Interest
Bruce C. Rech, Jr.	75%
111 Veterans Memorial Blvd., Ste 1150	
Metairie, LA 70005	
Jack A. Chaney	25%

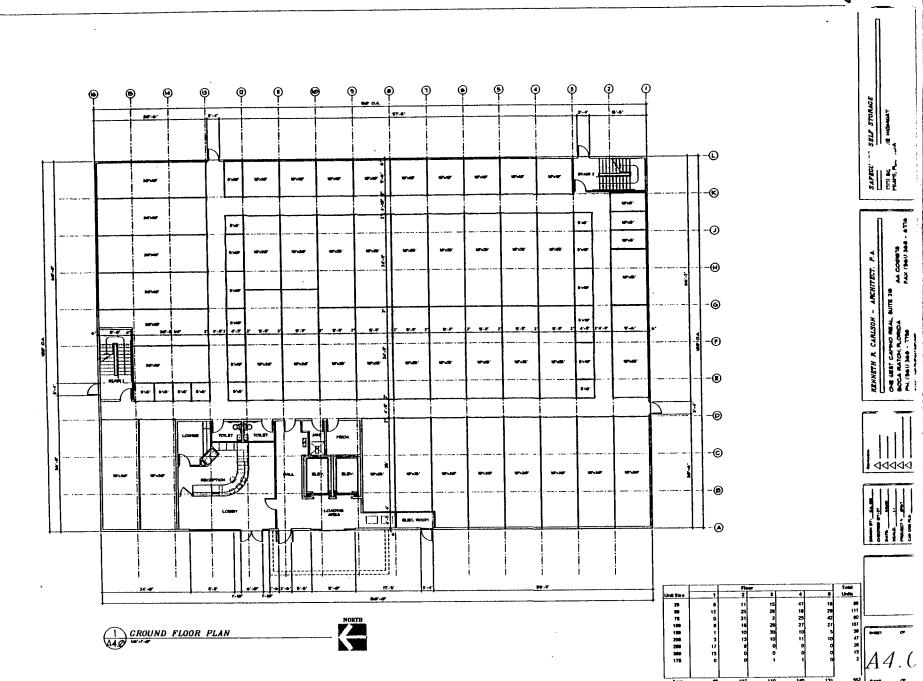
Date of contract: 8/29/01

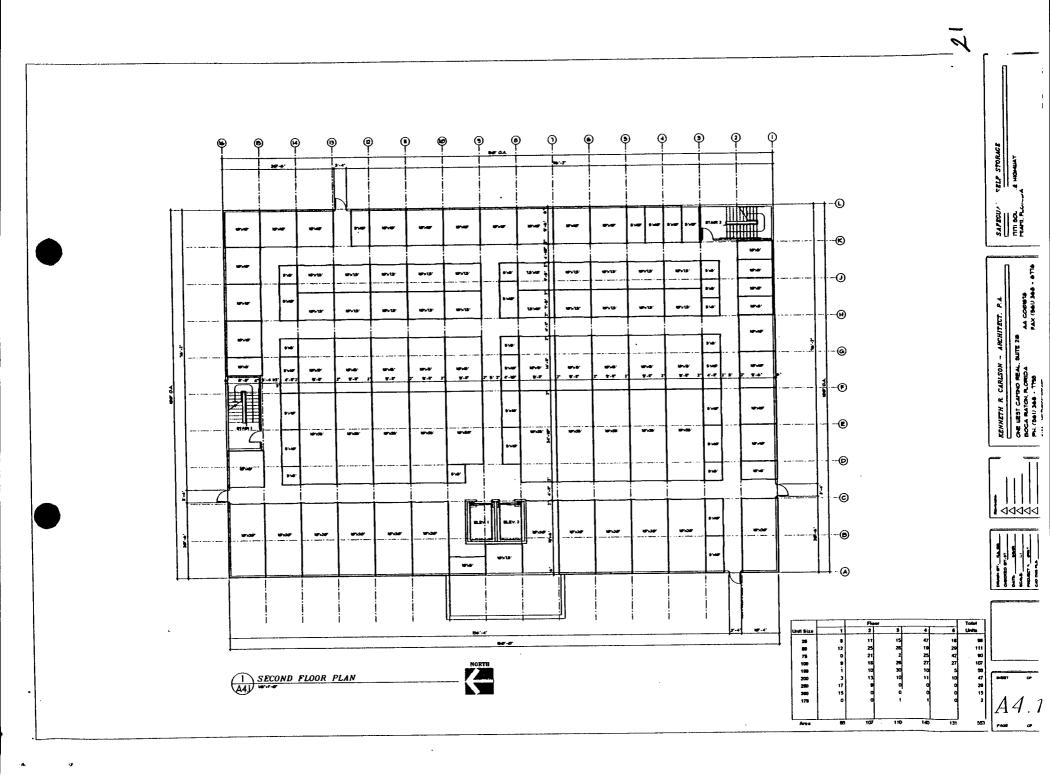
corporation, partnership or trust.	
	· · · · · · · · · · · · · · · · · · ·
For any changes of ownership or changes in c	ontracts for purchase subsequent to the date of the application
but prior to the date of final public hearing, a s	supplemental disclosure of interest shall be filed.
	supplemental disclosure of interest shall be filed. Iterest in this application to the best of my knowledge and belie
	Garcen Corporation
The above is a full disclosure of all parties of in	Garcen Corporation Signature: Supplied to the best of my knowledge and believed to the best of the be
The above is a full disclosure of all parties of in	Garcen Corporation Signature: Supplied to the best of my knowledge and believed to the best of the be
	Garcen Corporation Signature: Supplied to the best of my knowledge and believed to the best of the be

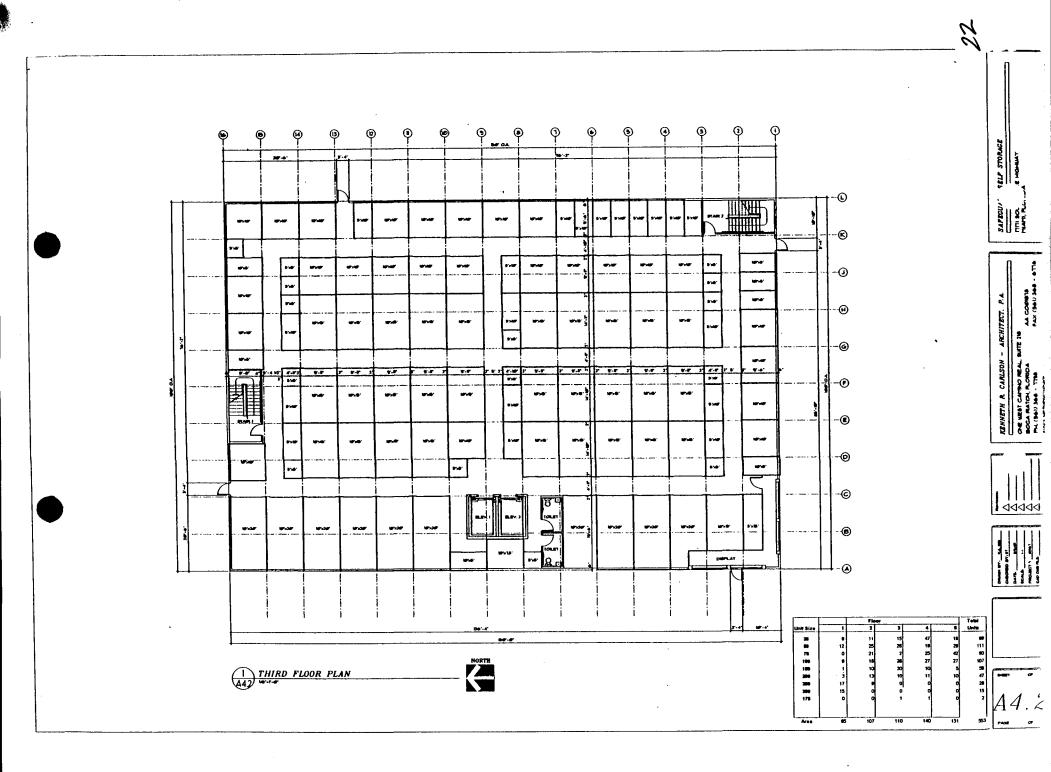
*Disclosure shall not be required of any entity, the equity interests in which are regularly traded on an established securities market in the United States or other country; or of any entity, the ownership interests of which are held in a limited partnership consisting of more than 5,000 separate interests and where no one person or entity holds more than a total of 5% of the ownership interest in the limited partnership.

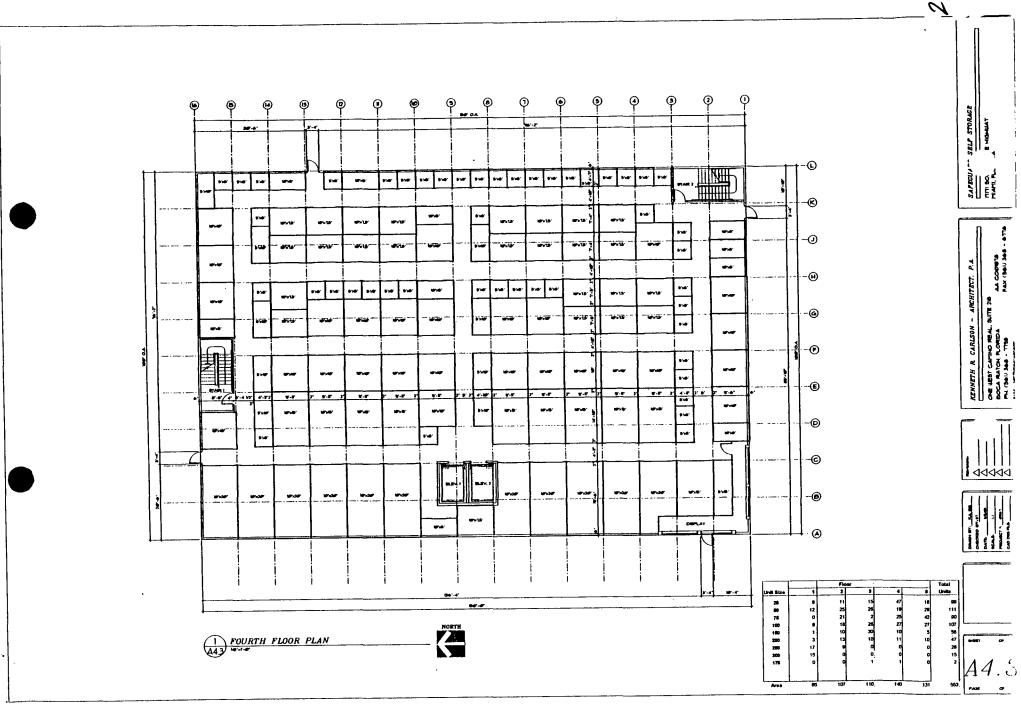


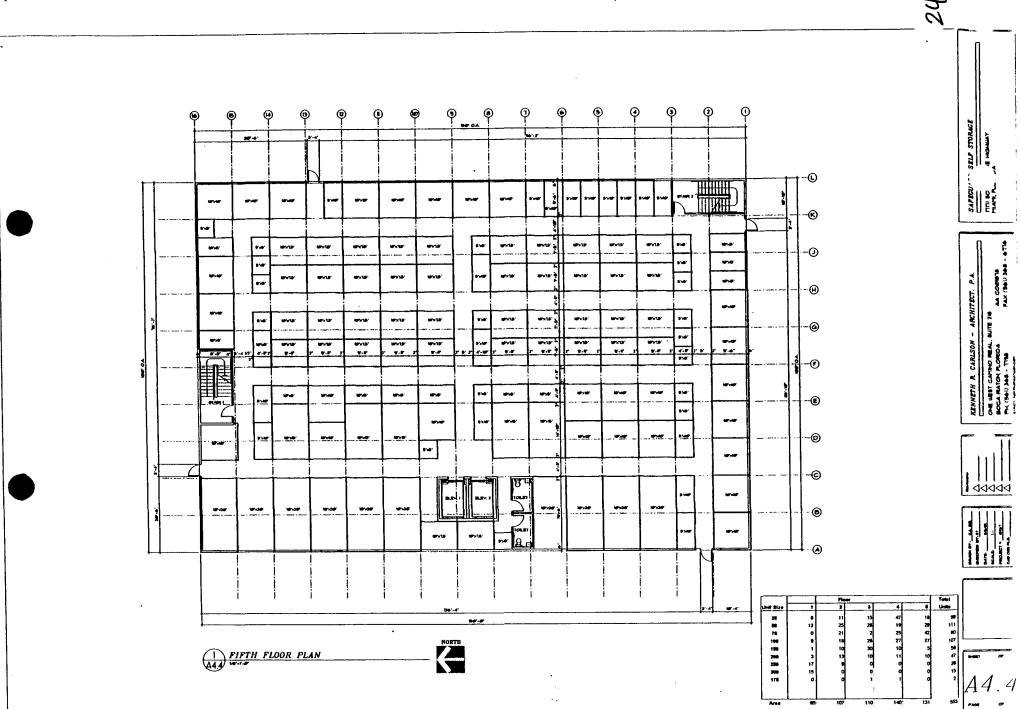
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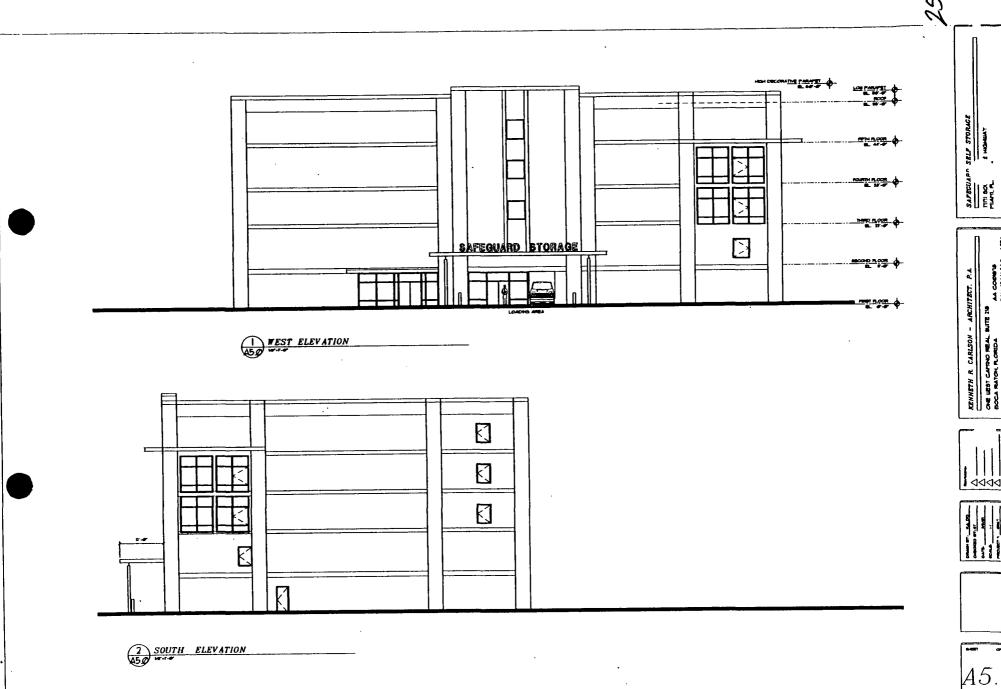


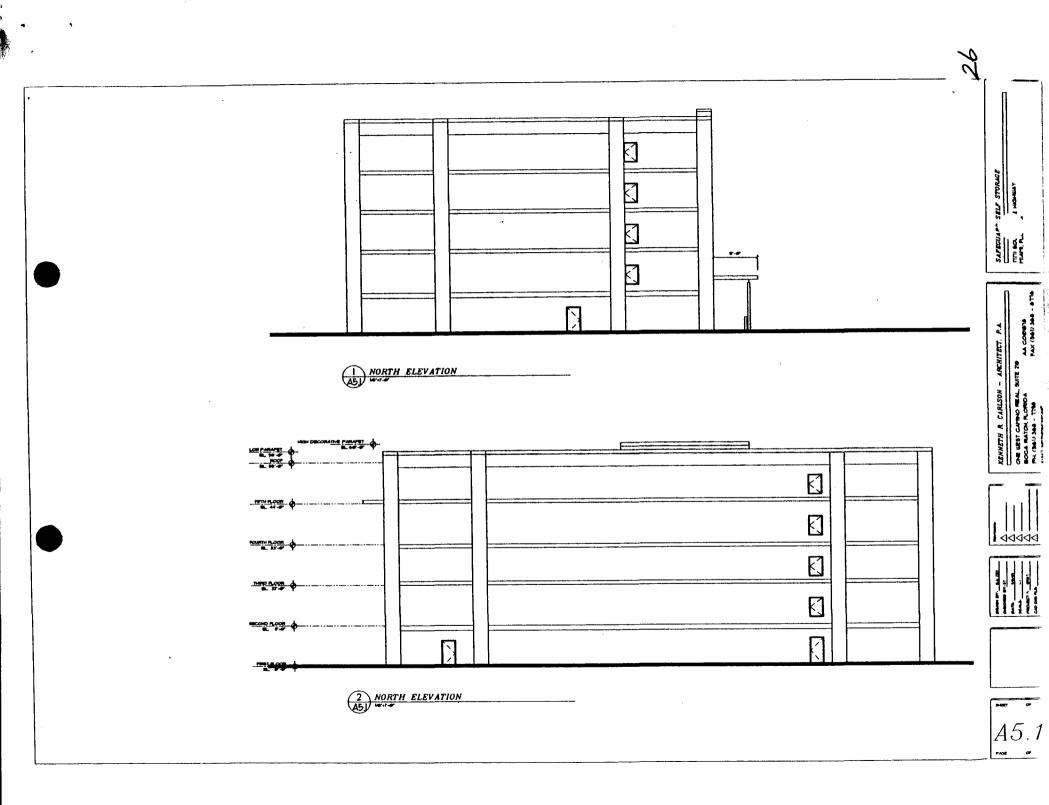


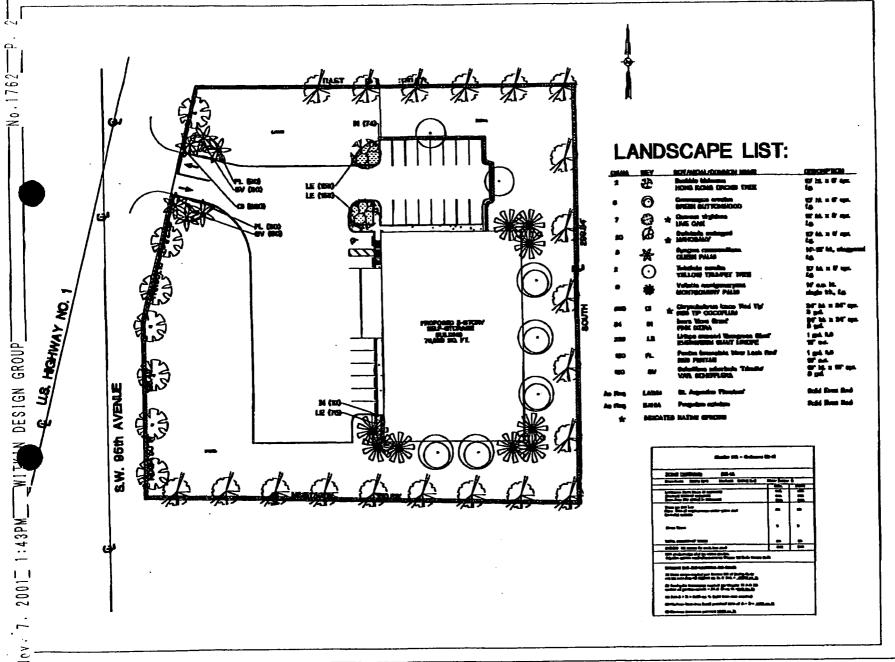


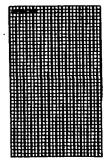






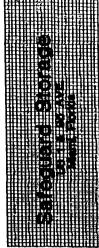


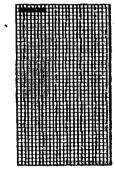






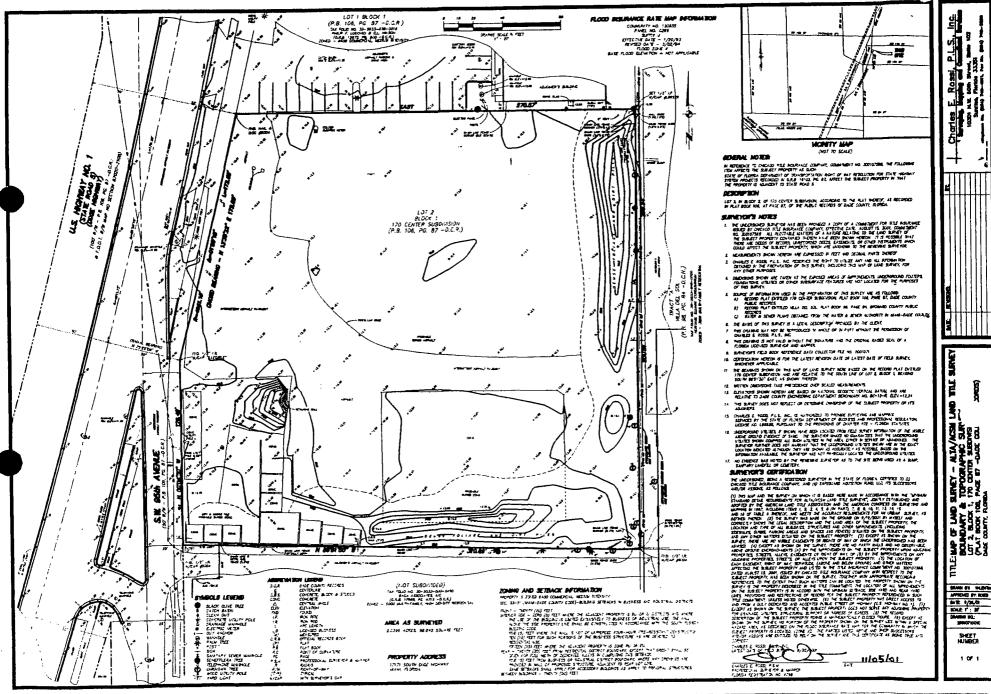






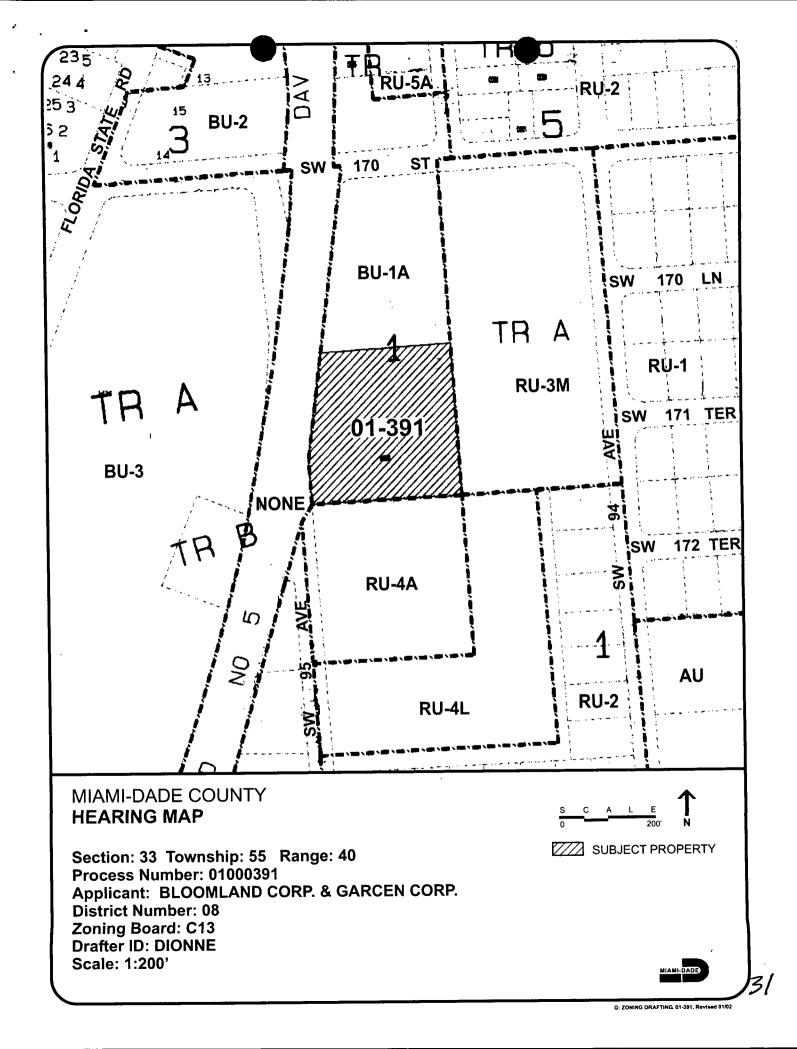


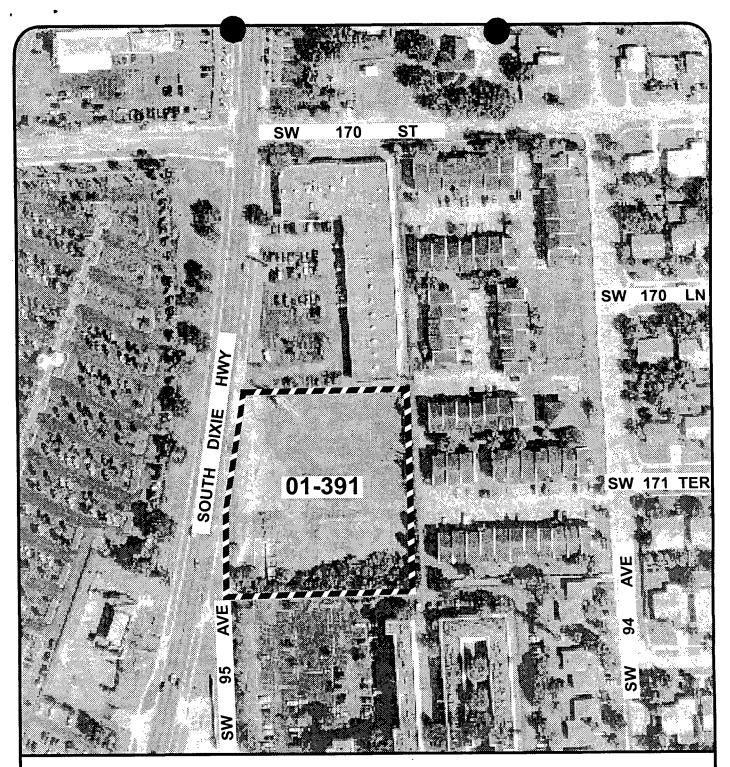




PROFESSIONAL PREPARER'S STATEMENT OF LANDSCAPING COMPLIANCE

PROCESS NUMBER
Legal description: Lot Block, Subdivision P.B, Page, Development nameStovage Located at (address)
I/We hereby certify that the landscaping/irrigation plan being submitted for the above captioned complies with the requirements of Ordinance 95-222 (landscape ordinance) as to species, height, trunk width and location at time of planting, and that the species as shown are in accordance with the accepted species approved by Dade County and that none of the species are from the prohibited list.
Additionally automatic sprinkler systems (if applicable) comply with requirement of said ordinance as to type of heads, spray system, location, etc.
I/We further certify that I/We am/are authorized under Chapter 481, Florida statutes to prepare and submit this landscaping/irrigation plan.
Seal: Professional Preparer's Signature
Toparo. C orginataro
Andrew Witkin License #889
STATE OF FLORIDA COUNTY OF DADE
The foregoing instrument was acknowledged before me this day of, 2001, by <i>Andrew Witkin</i> , of <i>Witkin Design Group, Inc.</i> , a Florida corporation, on behalf of the corporation. He is personally known to me and did not take an oath.
Witness my signature and official seal this <u>(o</u> day of <u>Nov.</u> , 2001, in the County and State aforesaid, the date and year last aforesaid.
Sut Poullo
My commission expires: Shani Roushar Notany Bublic Signature
SHANI R. ROUSHAR MY COMMISSION # CC 902188 EXPIRES: January 13, 2004 Bonded Thru Notary Public Underwriters





MIAMI-DADE COUNTY **AERIAL**

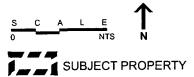
Section: 33 Township: 55 Range: 40

Process Number: 01000391

Applicant: BLOOMLAND CORP. & GARCEN CORP.

District Number: 08 Zoning Board: C13 Drafter ID: DIONNE

Scale: NTS





1. BLOOMLAND CORP. & GARCEN CORP. (Applicant)

02-1-CZ13-1 (01-391) Area 13/District 8 Hearing Date: 1/23/02

Property Owner (if different from applicant) Same.	
Is there an option to purchase $\ \ \ \ \ \ \ \ \ \ \ \ \$	of the
If yes, who are the interested parties?: Safeguard Storage Properties, LLC.	
Disclosure of interest form attached? Yes ☑ No □	

Previous Zoning Hearings on the Property:

Year	Applicant	Request	Board	<u>Decision</u>
1958	Henry Freeman	Zone change from AU to BU-1A.Special permit for retail plant nursery.	BA	Approved
1998	Reismant Reuitz	Variance on signs.	CZAB-13	Approved

Action taken today does not constitute a final development order, and one or more concurrency determinations will subsequently be required. Provisional determinations or listings of needed facilities made in association with this Initial Development Order shall not be binding with regard to future decisions to approve or deny an Intermediate or Final Development Order on any grounds.

TEAM METRO KENDALL OFFICE

ENFORCEMENT HISTORY

Bloomland Corp. & Garcen Corp.	Lying on the East side of S. Dixie Hwy. & North of Theoretical SW 172 ST. F/K/A/ 17171 S. Dixie
	Hwy.
APPLICANT	ADDRESS
1/23/02	01-391
DATE	HEARING NUMBER

CURRENT ENFORCEMENT HISTORY:

12/24/2001

An inspection of the property revealed no current violations.

No open or active cases.

MIAMI-DADE COUNTY DEPARTMENT OF PLANNING AND ZONING RECOMMENDATION TO COMMUNITY COUNCIL No. 13

APPLICANT: Bloomland Corp. & Garcen Corp.

PH: Z01-391 (02-1-CZ13-1)

SECTION:

ï

33-55-40

DATE: January 23, 2002

COMMISSION DISTRICT: 8

ITEM NO.: 1

A. INTRODUCTION

o REQUESTS:

(1) SPECIAL EXCEPTION to permit a self-service storage facility.

- (2) NON-USE VARIANCE OF ZONING REGULATIONS to permit a proposed building with a height of 60' and 5 stories (45' and 4 stories permitted).
- (3) NON-USE VARIANCE OF FLOOR AREA RATIO REQUIREMENTS to permit a floor area ratio of .844 (.84 permitted).

Plans are on file and may be examined in the Zoning Department entitled "Safeguard Storage," as prepared by Zamora & Assoc. and dated received November 7, 2001 and Landscape Plans, as prepared by Witkin Design Group entitled "Safeguard Storage," and dated received November 7,2001; 7 pages of plans prepared by Kenneth R. Carlson, Architect, P.A. and dated 11/5/01 and "Map of Land Survey," as prepared by Charles E. Rossi, P.L.S., Inc. and dated 9/26/01. Plans may be modified at public hearing.

o SUMMARY OF REQUESTS:

This application will allow the applicant to develop the site with a self-service storage facility. The non-use variance requests will also allow a greater building height, an additional story, and a greater floor area ratio than permitted.

o LOCATION:

Lying on the east side of S. Dixie Highway and north of theoretical S.W.172 Street F/K/A: 17171 S. Dixie Highway, Miami-Dade County, Florida.

o SIZE: 2.04 acres.

o <u>IMPACT:</u>

The approval of these requests will allow the applicant to provide a service to the community by operating a five story self-service storage facility. This application will bring additional traffic and noise into the neighborhood and the non-use variances will be intrusive to the surrounding area.

B. ZONING HEARING HISTORY:

In 1958, Resolution BA-11458-58 approved a zone change from AU to BU-1A and a Special Permit was also granted that allowed a retail plant nursery to operate on this site. In 1984, the Zoning Appeals Board (ZAB) granted a variance for signs on this site (4ZAB-392-84).

C. COMPREHENSIVE DEVELOPMENT MASTER PLAN (CDMP):

The Adopted 2005 and 2015 Land Use Plan designates the subject property as being 1. within the Urban Development Boundary for business and office.

NEIGHBORHOOD CHARACTERISTICS: D.

ZONING

LAND USE PLAN DESIGNATION

Subject Property:

BU-1A; vacant

Business and Office

Surrounding Properties:

NORTH: BU-1A; shopping center

Business and Office

SOUTH: RU-4A; 4-story apartment building

Business and Office

EAST: RU-3M; apartments Residential, 2.6 to 6.0 dua

WEST: BU-3; Auto Nation used car sales

Business and Office

The subject parcel is located on the east side of the northbound lane of South Dixie Highway in the Perrine area of south Miami-Dade County. This commercial area maintains a myriad of businesses ranging from used car sales lots to restaurants. There is residential development to the east and a four-story apartment complex to the south.

SITE AND BUILDINGS: E.

Site Plan Review:

Scale/Utilization of Site:

Acceptable* Acceptable*

Location of Buildings: Compatibility:

Acceptable* Acceptable

Landscape Treatment:

Acceptable

Open Space: Buffering:

Acceptable

Access:

Acceptable Acceptable

Parking Layout/Circulation: Visibility/Visual Screening:

Acceptable *

Energy Considerations:

N/A

Roof Installations:

N/A

Service Areas:

N/A

Signage:

N/A

Urban Design:

Acceptable*

F. PERTINENT REQUIREMENTS/STANDARDS:

The Board shall hear an application for and grant or deny special exceptions; that is, those exceptions permitted by regulations only upon approval after public hearing, new uses and unusual uses which by the regulations are only permitted upon approval after public hearing; provided the applied for exception or use, including exception for site or plot plan approval, in the opinion of the Community Zoning Appeals Board, would not have an unfavorable effect on the economy of Miami-Dade County, Florida, would not generate or result in excessive noise or traffic, cause undue or excessive burden on public facilities, including water and sewer, solid waste, disposal, recreation, transportation, streets, roads, highways or other such facilities which have been constructed or which are planned and budgeted for construction, are accessible by private or public roads, streets or highways, tend to create a fire or other equally or greater dangerous hazards, or provoke excessive overcrowding or concentration of people or population, when considering the necessity for and reasonableness of such applied for exception or use in relation to the present and future development of the area concerned and the compatibility of the applied for exception or use with such area and its development.

Upon appeal or direct application in specific cases, the Board shall hear and grant applications for **non-use variances** from the terms of the zoning and subdivision regulations and may grant a non-use variance upon a showing by the applicant that the non-use variance maintains the basic intent and purpose of the zoning, subdivision and other land use regulations, which is to protect the general welfare of the public, particularly as it affects the stability and appearance of the community and provided that the non-use variance will be otherwise compatible with the surrounding land uses and would not be detrimental to the community. No showing of unnecessary hardship to the land is required.

G. NEIGHBORHOOD SERVICES:

DERM Public Works No objection Pending No objection

Parks MDTA Fire Rescue Police

No objection No objection No objection

Schools

No comment

^{*}Limited to four (4) stories in height and a maximum F.A.R. of 0.84.

H. ANALYSIS:

The subject property is located on the east side of the northbound lane of South Dixie Highway and north of theoretical S.W. 172 Street and is the former location of Natureland Nursery. The plans submitted by the applicant depict a five story, 75,000 sq. ft. self-service storage building located on the southeast portion of the property with parking provided to the north and west of the proposed building. Ingress and egress is provided from South Dixie Highway. The plans depict a proposed 6' high CBS wall along the east and south property lines where the subject property abuts residentially zoned property and landscaping is provided throughout the site.

The Department of Environmental Resources Management (**DERM**) has **no objections** to this application and has indicated that it meets the Level of Service (LOS) standards set forth in the Master Plan. However, the applicant will have to comply with all DERM conditions as set forth in their memorandum pertaining to this application. At the time of this writing, comments from the Public Works Department had not been received. Therefore, their concerns, if any, could not be included in this recommendation. The Cutler Ridge District of the Miami-Dade Police Department serves this area. In October 2001, that District had an average emergency response time of 5.0 minutes.

This application will allow the applicant to provide a service to the community by operating a five-story self-service storage facility. The use proposed will be consistent with the Business and Office designation of this site by the Master Plan and will be compatible with other commercial ventures along South Dixie Highway. Staff supports the proposed site plan with modifications to reduce the height of the proposed building to 45' in height and four (4) stories in lieu of the proposed 60' height and five (5) stories. Staff is of the opinion that the proposed over height five (5) story building is too massive a structure for this site, would be visually intrusive and overwhelming to the surrounding area, and incompatible with same. Additionally, said five (5) stories could set a precedent for similar requests along this area of South Dixie Highway which would adversely impact the surrounding properties as well as this heavily traveled South Dixie Highway corridor. The reduced height to four (4) stories would also reduce the F.A.R. to comply with zoning requirements which will be less intrusive to the surrounding area than the F.A.R. proposed. In staff's opinion, the proposed development, as modified herein, will be compatible with the surrounding area and consistent with the Master Plan. When considering the necessity for and the reasonableness of the self-service storage facility proposed in relation to the surrounding area and the compatibility of said use with the area and its development, staff is of the opinion that the proposed self-service storage facility use as modified herein will not have an unfavorable effect on same, and will not be contrary to the public interest.

H. RECOMMENDATION:

Approval with conditions of Request #1 and denial without prejudice of the balance.

Bloomland Corp. & Garcen Corp. Z01-391 Page 5

CONDITIONS: 1.

ì.

- That a site plan be submitted to and meet with the approval of the Director upon the 1. submittal of an application for a building permit and/or Certificate of Use and Occupancy; said plan to include among other things but not be limited thereto, location of structure or structures, types, sizes and location of signs, light standards, off-street parking areas, exits and entrances, drainage, walls, fences, landscaping, etc.
- That in the approval of the plan, the same be substantially in accordance with that 2. submitted for the hearing entitled "Safeguard Storage," as prepared by Zamora & Assoc. and dated received November 7, 2001 and Landscape Plans, as prepared by Witkin Design Group entitled "Safeguard Storage," and dated received November 7,2001; 7 pages of plans prepared by Kenneth R. Carlson, Architect, P.A. and dated 11/5/01 and "Map of Land Survey," as prepared by Charles E. Rossi, P.L.S., Inc. and dated 9/26/01, except as herein modified to limit the height of the building to 45' in height, a maximum of four stories, and to provide a maximum F.A.R. ratio of 0.84.
- That the use be established and maintained in accordance with the approved plan. 3.
- That the applicant submit to the Department for its review and approval a landscaping 4. plan which indicates the type and size of plant material prior to the issuance of a building permit and to be installed prior to the issuance of a Certificate of Use and Occupancy.
- That the applicant obtain a Certificate of Use and Occupancy from the Department, 5. upon compliance with all terms and conditions, the same subject to cancellation upon violation of any of the conditions.
- That the applicant comply with all applicable conditions and requirements of the 6. Department of Environmental Resources Management as contained in their Memorandum pertaining to this application.
- That the applicant comply with all applicable conditions and requirements of the 7. Public Works Department as contained in their Memorandum pertaining to this application.
- That the development be limited to a maximum height of 45' and four (4) stories. 8.

DATE INSPECTED: DATE TYPED:

12/17/01

DATE REVISED:

12/31/01

DATE FINALIZED:

01/07/02

DO'QW:AJT:MTF:JDR

Diane O'Quinn Williams, Director Miami-Dade County Department of

Cirne alle

Planning and Zoning



MEMORANDUM



TO:

Diane O' Quinn-Williams, Director

Department of Planning and Zoning

F. Cinelland

DATE

November 30, 2001

SUBJECT:

C-13 #Z2001000391

Bloomland Corporation & Garcen

Corporation

17171 S. Dixie Highway

SE to Permit a Self-Storage Facility and NUV of Height Requirements

(BU-1A)(2.04 Ac.)

33-55-14

FROM:

Alyce M. Robertson, Assistant Director Environmental Resources Management

DERM has reviewed the subject application and has determined that it meets the minimum requirements of Chapter 24 of the Code of the Miami-Dade County, Florida. Accordingly, DERM may approve the application and it may be scheduled for public hearing. DERM has also evaluated the request insofar as the general environmental impact that may derive from it, and based upon the available information offers no objection to its approval.

Potable Water Supply:

Public water can be made available to this site, therefore, connection will be required.

Existing public water facilities and services meet the Level of Service (LOS) standards set forth in the Comprehensive Development Master Plan (CDMP). Furthermore, the proposed development order, if approved, will not result in a reduction in the LOS standards subject to compliance with the conditions required by DERM for this proposed development order.

Wastewater Disposal:

The closest public sanitary sewer is located approximately 220 feet from the site. Based on the proposed request, the subject property is within feasible distance for connection to the public sanitary sewer system; therefore, DERM shall require that any development on the site be connected to public sanitary sewers in accordance with Code requirements.

Existing public sanitary sewer facilities and services meet the Level of Service (LOS) standards set forth in the CDMP. Furthermore, the proposed development order, if approved, will not result in a reduction in the LOS standards subject to compliance with the conditions required by DERM for this proposed development order.

Additionally, in light of the fact that the County's public sanitary sewer system has limited collection/transmission and treatment capacity, no new sewer service connections can be permitted until adequate capacity becomes available. Consequently, final development orders for this site may not be granted unless adequate capacity in the sanitary sewer collection/transmission system becomes available or if approval for alternative means of sewage disposal can be obtained. Use of an alternative means of sewage disposal shall be an interim measure, with connection to the public sanitary sewer system required upon availability of adequate collection/transmission and treatment capacity.

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Bloomland Corporation & Garcen Corporation
Page 2

Stormwater Management:

All stormwater shall be retained on site utilizing properly designed seepage or infiltration drainage structures. Drainage plans shall provide for full on-site retention of the stormwater runoff of a 5-year storm event. Pollution Control devices shall be required at all drainage inlet structures.

A Standard General Environmental Resource Permit from DERM shall be required for the construction and operation of the required surface water management system. The applicant is advised to contact DERM in order to obtain additional information concerning permitting requirements.

Site grading and development shall comply with the requirements of Chapter 11C of the Code of Miami-Dade County.

Any proposed development shall comply with County and Federal flood criteria requirements. The proposed development order, if approved, will not result in a reduction in the Level of Service standards for flood protection set forth in the Comprehensive Development Master Plan subject to compliance with the conditions required by DERM for this proposed development order.

Hazardous Materials Management:

Due to the nature of uses allowed in the existing zoning classification, the applicant may be required to obtain DERM approval for management practices to control the potential discharge and spillage of pollutants associated with some land uses permitted in the underlying zoning district. The applicant is advised to contact the DERM Industrial Facilities Section concerning required management practices.

Operating Permits:

Section 24-35.1 of the Code authorizes DERM to require operating permits from facilities that could be a source of pollution. The applicant should be advised that due to the nature of some land uses permitted under the existing zoning classification, operating permits from DERM may be required. It is therefore suggested that the applicant contact DERM concerning operating requirements.

Fuel Storage Facilities:

Section 24-12.2 of the Code outlines regulations for any proposed or existing underground storage facilities. The regulations provide design, permitting, installation, modification, repair, replacement and continuing operation requirements and criteria. In addition, monitoring devices, inventory control practices and pressure testing of fuel storage tanks is required. The Storage Tank Section of DERM should be contacted for permitting requirements in this regard, if any fuel storage facility is requested.

Wetlands:

The subject site is not located in jurisdictional wetlands as defined in Chapter 24-3 and 24-58 of the Code; therefore, a Class IV Permit for work in wetlands will not be required by DERM.

Notwithstanding the above, permits from the Army Corps of Engineers (USACOE), the State of Florida Department of Environmental Protection (FDEP) and the South Florida Water

C-13 #Z2001000391

Bloomland Corporation & Garcen Corporation

Page 3

Management District (SFWMD) may be required for the proposed project. The applicant is advised to contact these agencies concerning their permit procedures and requirements.

Tree Preservation:

Section 24-60 of the Code requires the preservation of tree resources. A Miami-Dade County tree removal permit is required prior to the removal or relocation of any trees. The applicant is advised to contact DERM staff for permitting procedures and requirements.

Concurrency Review Summary:

The Department has conducted a concurrency review for this application and has determined that the same meets all applicable Levels of Service standards for an initial development order, as specified in the adopted Comprehensive Development Master Plan for potable water supply, wastewater disposal and flood protection. Therefore, the application has been approved for concurrency subject to the comments and conditions contained herein

This concurrency approval does not constitute a final concurrency statement and is valid only for this initial development order as provided for in the adopted methodology for concurrency review. Additionally, this approval does not constitute any assurance that the LOS standards would be met by any subsequent development order applications concerning the subject property.

In summary, the application meets the minimum requirements of Chapter 24 of the Code and therefore, it may be scheduled for public hearing; furthermore, this memorandum shall constitute DERM's written approval as required by the Code. Additionally, DERM has also evaluated the application so as to determined its general environmental impact and after reviewing the available information offers no objections to the approval of the request.

cc: Al Torres, Zoning Services-P&Z Maria T. Fojo, Zoning Evaluation-P&Z Greg Adkins, Planning Division-P&Z Lynn Talleda, Zoning Hearings- P&Z

PUBLIC WORKS DEPARTMENT COMMENTS

Applicant's Name: Bloomland Corp. & Garcen Corp.

This Department has no objections to this application subject to the following:

Sidewalks/pedestrian walkways must have a minimum width of 5 feet, and 6 feet with thickened edge when adjacent to asphalt.

Driveway to US-1 must meet current F.D.O.T. access management requirements, contact the district office at 470-5367 for driveway and drainage permits.

This application does meet the traffic concurrency criteria for an Initial Development Order. It will generate 59 PM daily peak hour vehicle trips. The traffic distribution of these trips to the adjacent roadways reveal that the addition of these new trips does not exceed the acceptable level of service of the following roadways:

Sta. #		LOS present	LOS w/project
F-332	S. Dixie Hwy. s/o SW 152 Ave.	C	С
9866	SW 168 St. w/o SW 87 Ave.	D	D
F-346	S. Dixie Hwy. n/o SW 112 Ave.	В	В
9868	SW 168 St. w/o US-1	В	В
F-1114	SW 186 St. w/o US-1	D	D

The request herein, constitutes an Initial Development Order only, and one or more traffic concurrency determinations will subsequently be required before development will be permitted.

Raul A. Pino, P.L.S.

JAN. OS 2002

Date

DISCLOSURE OF INTERES

If the property which is the subject of the application is owned or leased by a CORPORATION, list the principal stockholders and the percentage of stock owned by each. [Note: Where the principal officers or stockholders consist of another corporation(s), trustee(s), partnership(s) or other similar entities, further disclosure shall be required which discloses the identity of the individual(s) (natural persons) having the ultimate ownership interest in the aforementioned entity].

NAME, ADDRESS AND OFFICE	Percentage of Stock
NAME, ADDRESS AND OFFICE	r ercentage of Stock
Muriel Revitz	100%
1309 De LA Garza Place, Villages, FL 32159	
f the property which is the subject of the application is of the trust and the percentage of interest held by each. corporation(s), another trust(s), partnership(s) or other	[Note: Where the beneficiary/beneficiaries consist similar entities, further disclosure shall be require
of the trust and the percentage of interest held by each. corporation(s), another trust(s), partnership(s) or other vhich discloses the identity of the individual(s) (natural percentage).	[Note: Where the beneficiary/beneficiaries consist similar entities, further disclosure shall be require
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corporation, partnership or trust.	involve additional parties, list all individuals or officers, if a
For any changes of ownership or changes in co	ontracts for purchase subsequent to the date of the application,
	upplemental disclosure of interest shall be filed.
The above is a full disclosure of all parties of into	erest in this application to the best of my knowledge and belief.
	Bloomland Corporation
	Signature: Joseph Reisur July
	(Applicant) Joseph B. Reisman, Esq.
Sworn to and subscribed before me, his Q day of overlander 300	Attorney
nis cu day on rove actors and	
nis e day of overally , see	(SEAL) Virginia T Almaguer-Delacerda
Notary Public, State of Florida at Large	(SEAL) Virginia T Almaguer-Delacerda My Commission DD034264 Expires June 17 2005

*Disclosure shall not be required of any entity, the equity interests in which are regularly traded on an established securities market in the United States or other country; or of any entity, the ownership interests of which are held in a limited partnership consisting of more than 5,000 separate interests and where no one person or entity holds more than a total of 5% of the ownership interest in the limited partnership.

DISCLOSURE OF INTERES

If the property which is the subject of the application is owned or leased by a CORPORATION, list the principal stockholders and the percentage of stock owned by each. [Note: Where the principal officers or stockholders consist of another corporation(s), trustee(s), partnership(s) or other similar entities, further disclosure shall be required which discloses the identity of the individual(s) (natural persons) having the ultimate ownership interest in the aforementioned entity].

	•
CORPORATION NAME: Garcen Corporation	. •
NAME, ADDRESS AND OFFICE	Percentage of Stock
Stephen H. Reisman	33.33%
1001 S. Alhambra, Coral Gables, FL 33146	
Sharon D. Marcus	33.33%
10025 SW 94th Ct., Miami, FL 33176	
Laura J. Dennis	33.33%
915 Chesterfield Dr., Lower Gwynedd, PA 19002	
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of the trust and the percentage of interest held by each. [Note corporation(s), another trust(s), partnership(s) or other sime which discloses the identity of the individual(s) (natural person	e: Where the beneficiary/beneficiarie: ilar entities, further disclosure shall b
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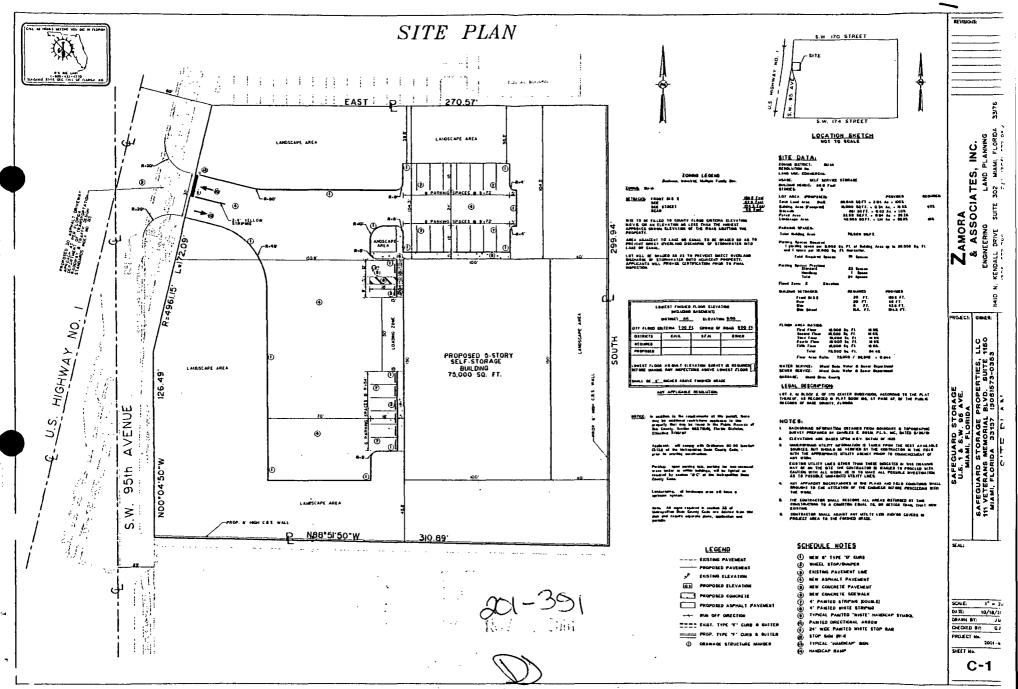
If the property which is the subject of the application is owned or leased by a PARTNERSHIP OR LIMITED PARTNERSHIP, list the principals of the partnership, including general and limited partners. [Note: Where the partner(s) consist of another partnership(s), corporation(s), trust(s) or other similar entities, further disclosure shall be required which discloses the identity of the individual(s) (natural persons) having the ultimate ownership interest in the aforementioned entity].

Date of contract: 8/29/01

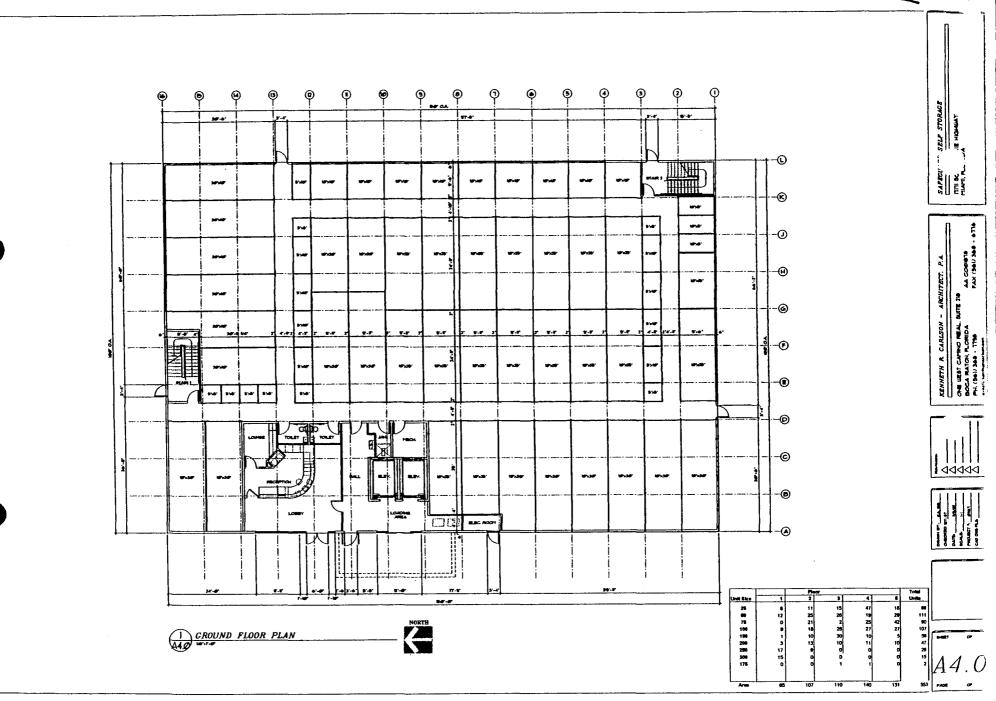
NAME AND ADDRESS	Percentage of Ownership
· · · · · · · · · · · · · · · · · · ·	
If there is a CONTRACT FOR PURCHASE, whether co Corporation, Trustee or Partnership list the names of the officers, stockholders, beneficiaries or partners. [Note: Whor partners consist of another corporation, trust, partnersh required which discloses the identity of the individual(s) interest in the aforementioned entity].	contract purchasers below, including the principal ere the principal officers, stockholders, beneficiaries ip or other similar entities, further disclosure shall be
· ·	
NAME: Safeguard Storage Properties	s, LLC
NAME, ADDRESS AND OFFICE (if applicable)	Percentage of Interest
Bruce C. Rech, Jr.	75%
111 Veterans Memorial Blvd., Ste 1150	
Metairie, LA 70005	
Jack A. Chaney	25%
	•

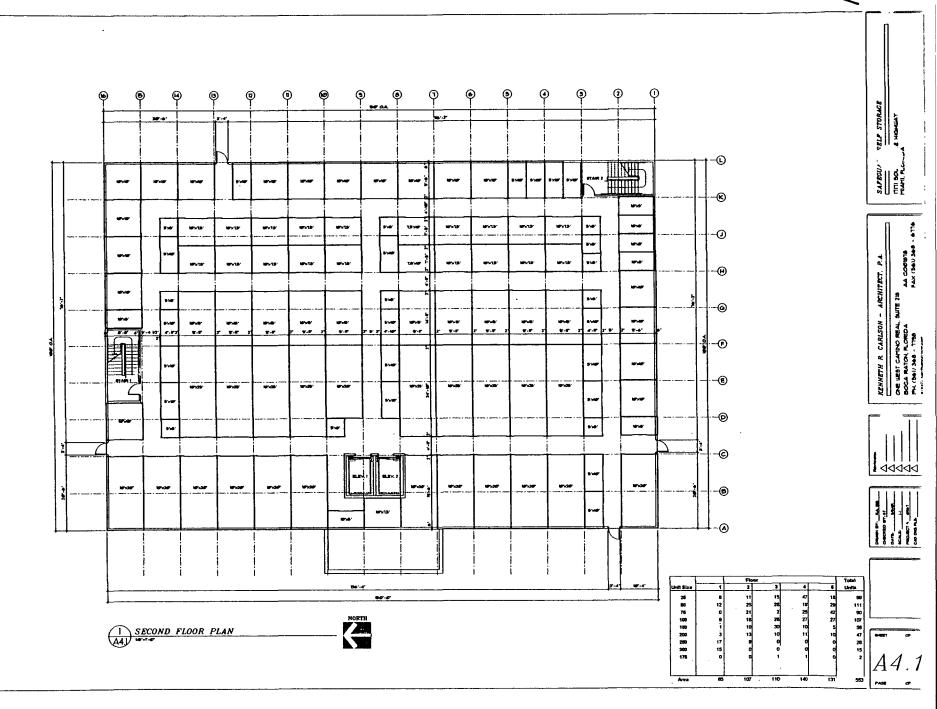
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	Garcen Corporation Signature: Selvi Reiman 1104
	(Applicant) Joseph B. Reisman
Sworn to and subscribed before me, his L day of LOVEMBER . 200 /	
Sworn to and subscribed before me, his lady of law before me,	
Sworn to and subscribed before me, nis L day of Yolk What, 200 /	(Applicant) Joseph B. Reisman
Sworn to and subscribed before me, this \(\begin{array}{c} \ day of \\ \end{array} \)	- /

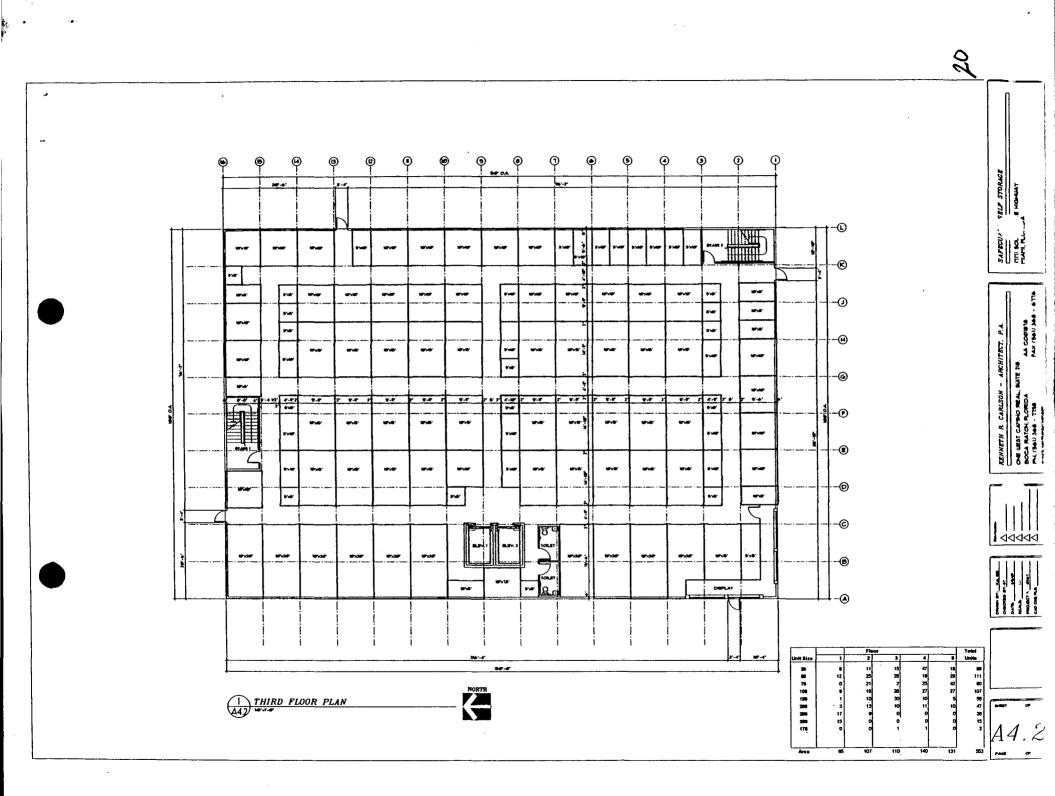
*Disclosure shall not be required of any entity, the equity interests in which are regularly traded on an established securities market in the United States or other country; or of any entity, the ownership interests of which are held in a limited partnership consisting of more than 5,000 separate interests and where no one person or entity holds more than a total of 5% of the ownership interest in the limited partnership.

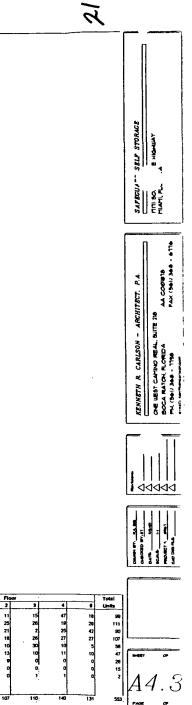


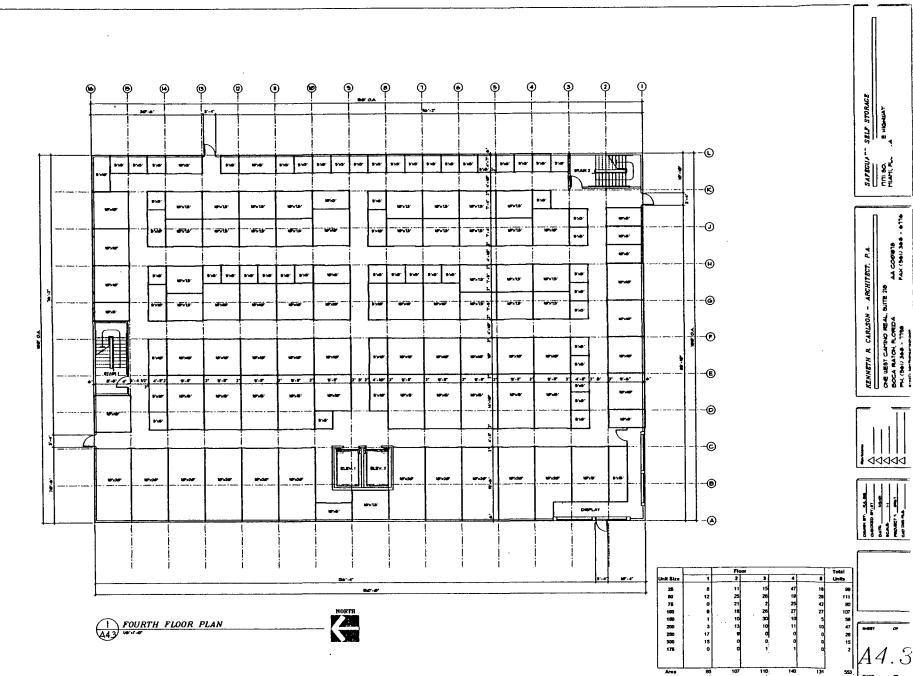
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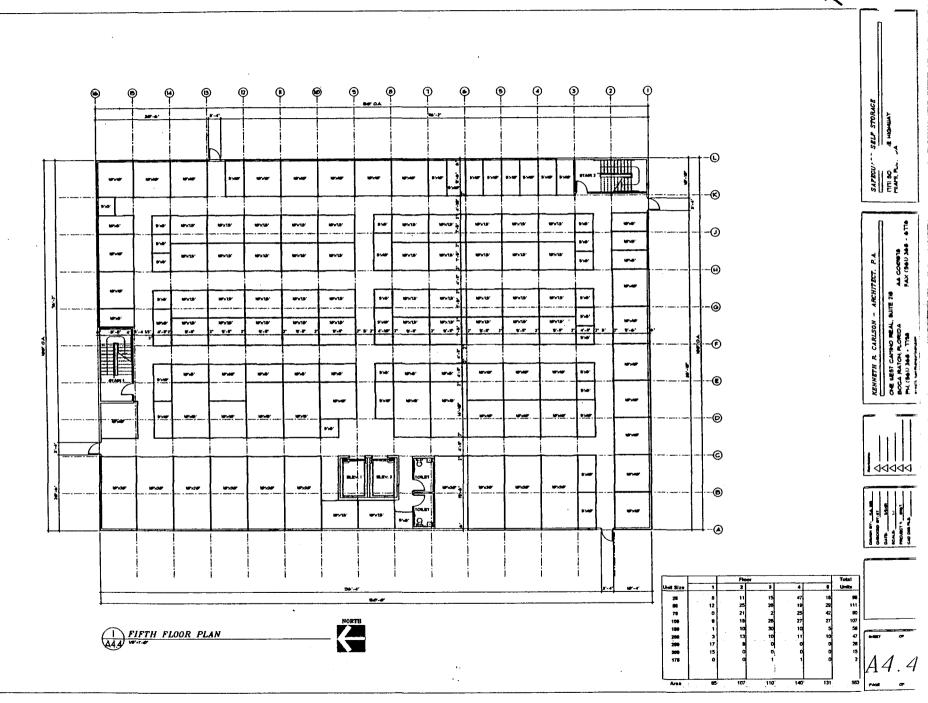


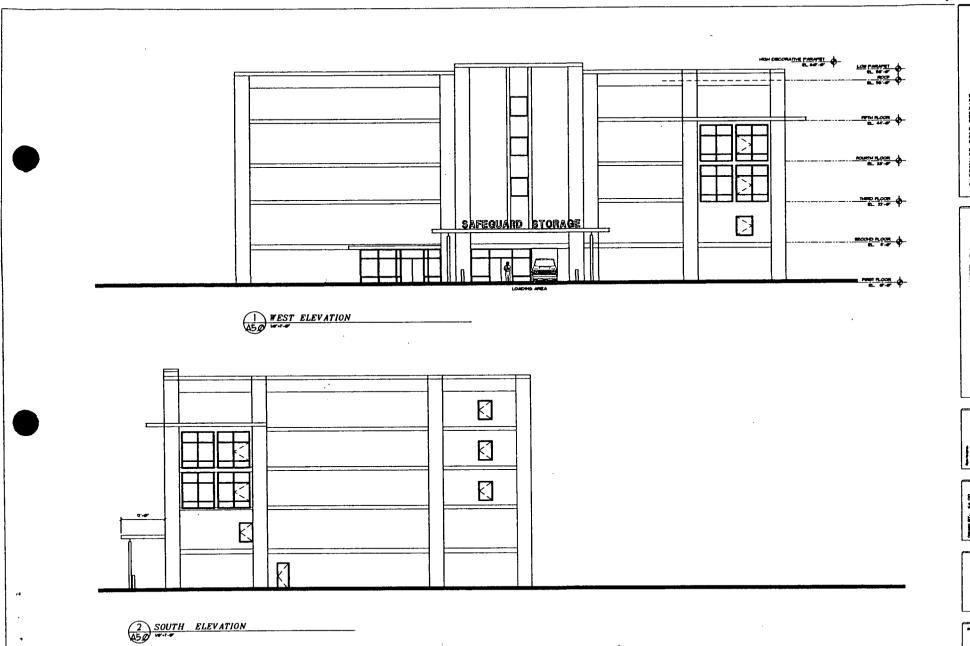








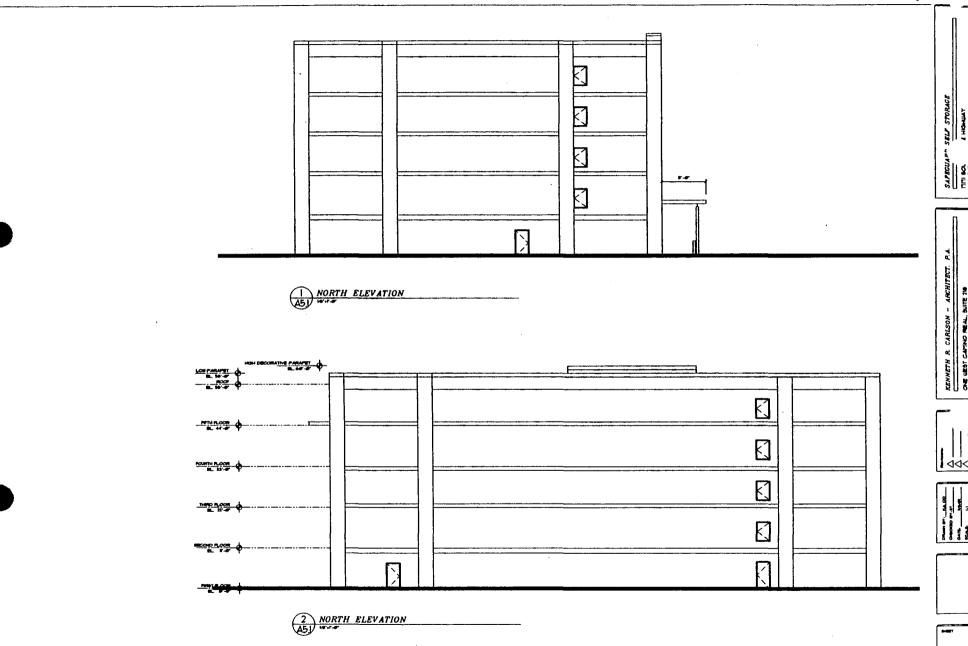


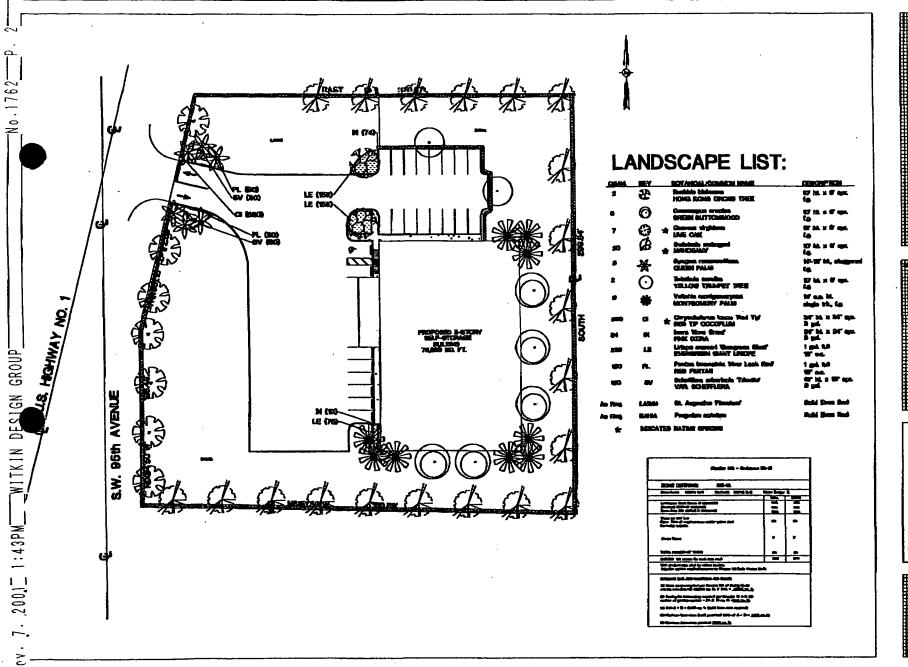


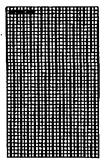
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BOCA PATON, PLORIDA
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PRI, (361) 366 - 1736
PAX (36

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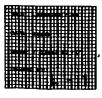
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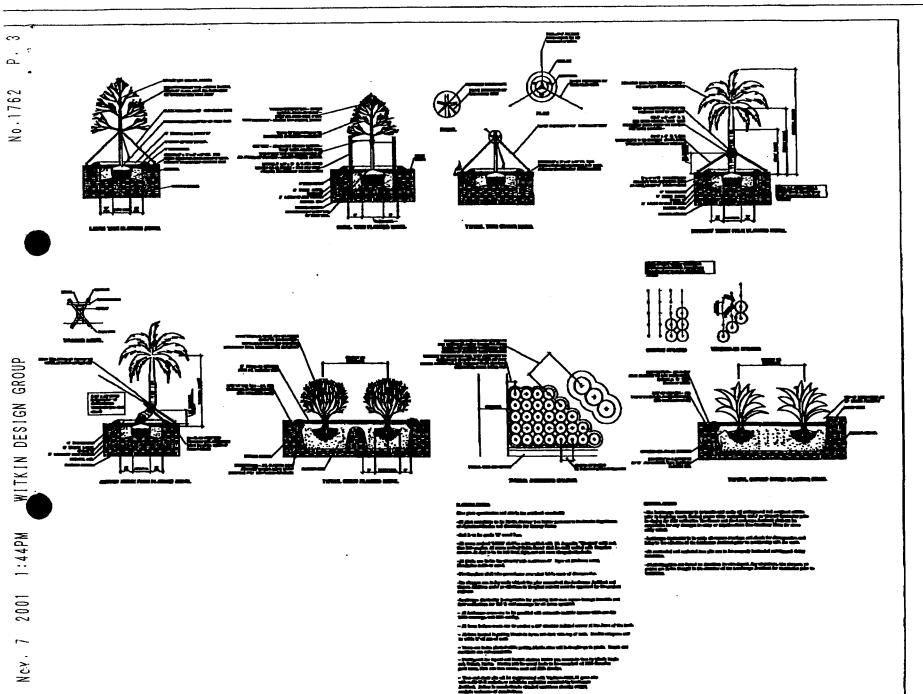


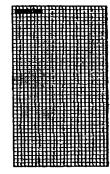






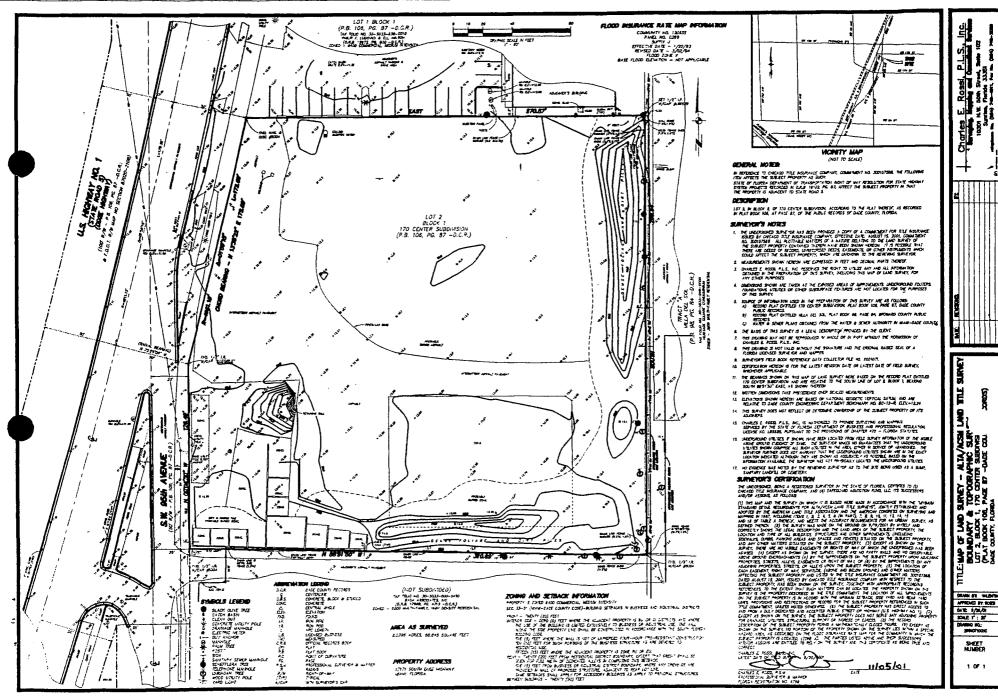








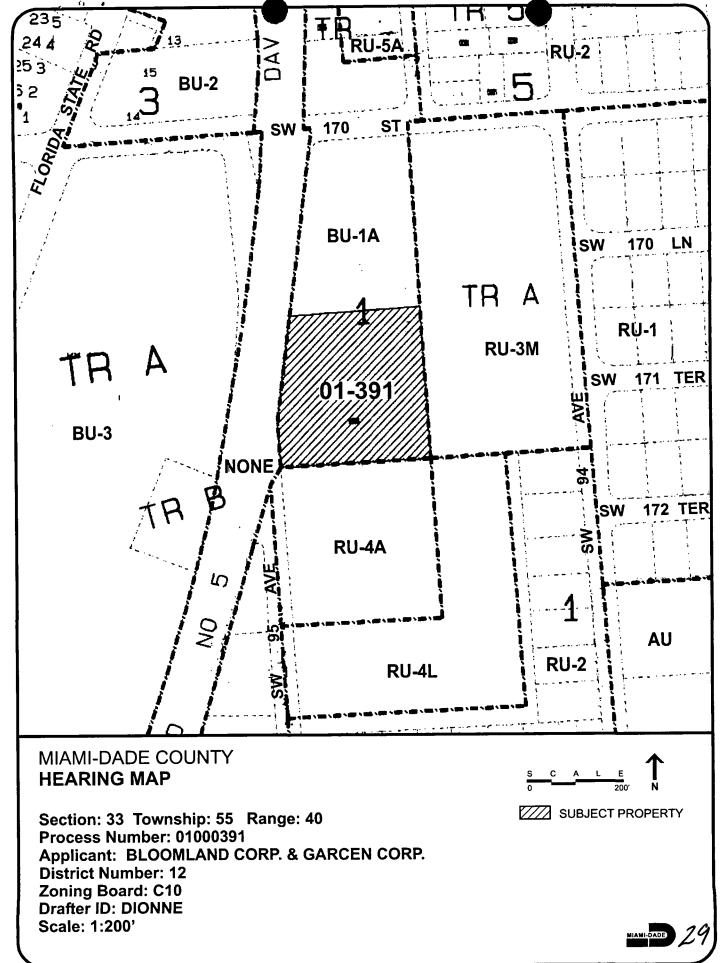


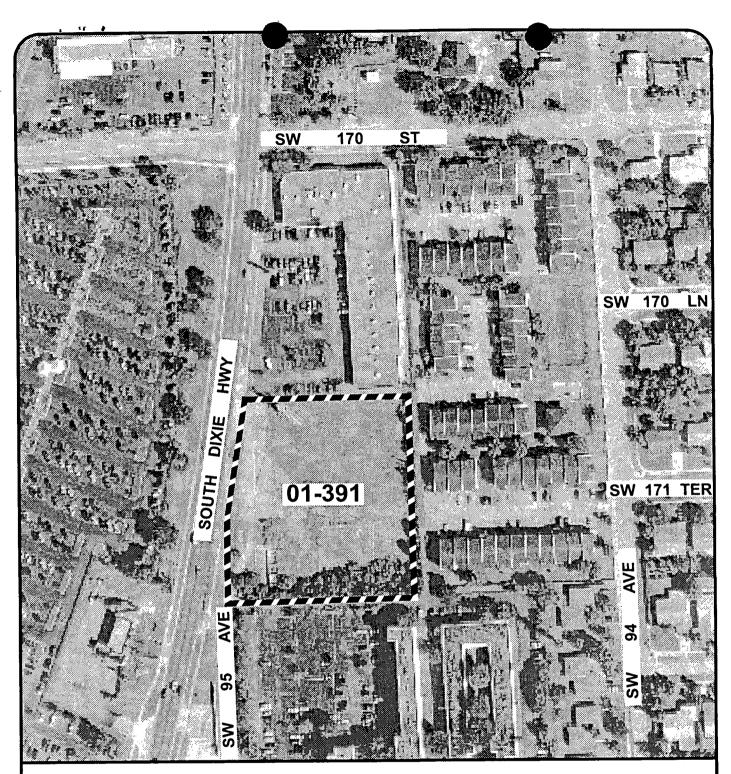


PROFESSIONAL PREPARER'S STATEMENT OF LANDSCAPING COMPLIANCE

PROC	ESS NUMBER
Legal description: Lot Block, P.B, Page, Development na Located at (address)	Subdivisioname
I/We hereby certify that the landscaping/irri above captioned complies with the requirements of ordinance) as to species, height, trunk width and I the species as shown are in accordance with the a County and that none of the species are from the	of Ordinance 95-222 (landscape location at time of planting, and that accepted species approved by Dade
Additionally automatic sprinkler systems (if of said ordinance as to type of heads, spray syste	
I/We further certify that I/We am/are authorized ur prepare and submit this landscaping/irrigation pla	
Professional Preparer's Signature	eal:
Andrew Witkin License #889	
STATE OF FLORIDA COUNTY OF DADE	
The foregoing instrument was acknowledged over a composition, and behalf of the corporation. He is petake an oath.	Design Group, Inc., a Florida
Witness my signature and official seal this the County and State aforesaid, the date and yea	<u>(o</u> day of <u>Nov.</u> , 2001, in a last aforesaid.
My commission expires:	Shani Roushar
	Notary Public Signature

SHANI R. ROUSHAR
MY COMMISSION # CC 902188
EXPIRES: January 13, 2004
Bonded Thru Notary Public Underwriters





MIAMI-DADE COUNTY **AERIAL**

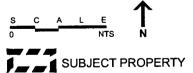
Section: 33 Township: 55 Range: 40

Process Number: 01000391

Applicant: BLOOMLAND CORP. & GARCEN CORP. District Number: 12

District Number: 12 Zoning Board: C10 Drafter ID: DIONNE

Scale: NTS







TO:

Diane O'Quinn Williams

Director

Department of Planning and Zoning

FROM: Danny Alvarez Director

Miami-Dade Transit

DATE:

October 25, 2001

SUBJECT: FY02 Blanket

Concurrency Approval

for Transit

This memo serves as a blanket authorization for your Department to continue to review and approve concurrency applications for mass transit in all areas of Miami-Dade County.

Miami-Dade Transit has been charged with the responsibility of reviewing and approve concurrency applications for mass transit levels of service as stated in County Ordinance 89-66, Administrative Order 4-85, and Section 33-G of the Miami-Dade County Code. Based on the latest socio-economic information provided by your Department's Research Division, and a review of the Metrobus/Metrorail service area, we are able to re-authorize your Department to review and approve concurrency applications since it appears that all areas of Miami-Dade County meet or exceed the level-of-service standards (LOS) for mass transit established in the above referenced County rules and regulations.

This authorization is intended to continue the arrangement between our respective departments, and is effective for the period October 1, 2001 to September 30, 2002, or until canceled by written notice from my office.

If your staff needs further information or assistance with mass transit concurrency matters, they may wish to contact Mario G. Garcia, Chief MDTA, Transit System Development Division, at 375-1193. Your continued cooperation on these important matters is greatly appreciated.

CC: A. Rodriguez M. G. Garcia

70:

Guillermo E. Olmedillo. Director

Building & Zoning Department

DATE:

May 3rd, 1999

SUBJECT:Concurrency

Approval

FROM:

Earl L. Carlton, Captain

Fire Engineering & Water Supply Bureau

Subject to compliance with Article XIV a. "Water Supply for Fire Suppression" of the Miami Dade County Code. blanket approval for "Initial Development Orders" for any proposed use is hereby granted until further notice.

A subsequent review to assess compliance with Miami Dade County Fire Flow Standards addressed under the concurrency requirements, as stated in Chapter 163, part 2. Florida Statute, will be necessary during the building permit process.

When zoning use variances are permitted the fire flow standards for the zone permitting the use will be applied.

ELC/ser



TO:

Guillermo E. Olmedillo

Director

Department of Planning and Zoning

DATE:

September 22, 2000

SUBJECT:

Solid Waste Disposal

Concurrency Determination

FROM:

Andrew Wilfork

Director /

Department of Solid Waste Managemen

The Department of Solid Waste Management determines compliance with the County's adopted level-of-service (LOS) standard for solid waste disposal based on the ability of the County Solid Waste Management System (System) to accommodate projected waste flows for concurrency. Only those System facilities that are constructed, under construction, subject to a binding executed contract for construction, or subject to a binding executed contract for the provision of services are included in this determination, in accordance with Chapter 33G of the Miami-Dade County Code, Concurrency Management Program.

The attached spreadsheet presents the projected utilization of the System's remaining disposal capacity over a period of nearly 40 years. The projection is based on the demand generated by those parties (municipalities and private haulers) who have committed their waste flows to the System through interlocal agreements and long term contracts as well as anticipated non-committed waste flows, in accordance with the LOS standard. The analysis shows adequate System capacity to meet the LOS until 2011 or nearly five (5) years beyond the minimum standard. This determination is contingent upon the continued ability of the County and its disposal service contract providers to obtain and renew disposal facility operating permits from the applicable federal, state and local regulatory agencies. Therefore, please be advised that the current LOS is adequate to permit development orders to be issued. This determination shall remain in effect for a period of three (3) fiscal years (ending September 30, 2003), at which time an updated determination will be issued. If, however, a significant event occurs which substantially alters these projections, the Department will issue an updated determination.

Attachment

cc: Steve Spratt, Senior Assistant to the County Manager
Jim Bostic, Deputy Director, DSWM
Vicente Castro, Assistant Director for Technical Services, DSWM
Kathie G. Brooks. Assistant Director for Finance and Planning, DSWM
Paul Mauriello, Executive Assistant to the Director, DSWM

			accounce.	S RECOVERY F	ACILITY			TRASH-TO-F	UEL FACILITY		SOUTH DADE	NORTH DADE	i WMi	WTI)
i .	Waste		RESCURCE	3 RECOVERT							Landfilli	Landisi	Landiil	Waste to energy	
Year	Projections (tons)	On-site Gross Tonnage	Ungers to South Dade	Shredded Tires to North Dade	Ash to Ashfel	Net Tonnage [2]	RTI Gross Tonnage	Non-processables to North Dade	Processed Residue to South Dade	Net Tonnage (3)	Garbage [4]	Trash (5)	Garbage/Trast [6]	ויז	Total {1}-(7)
					147.000	525,000	196,000	18,000	22,000	156,000	323.000				
2000	1,746.000	936,000	152,000	12,000		620.000	270.000	48,000	27,000	195,000	230,000				
2001 **	1,687,000	936,000	167,000	11,000				48.000	27,000	195,000	230.000	264,000			
2002	1,687,000	936,000	167,000	11,000		620,000		48.000	27,000	195,000		384,000	140,000) 0	1,687,000
2003 ***	1,687,000	936,000	167,000	11,000		620,000	270.000	48.000 48.000	27.000	195.000			140,000) 0	1,687,000
2004	1.687.000	936,000	167,000	11,000		620.000	270,000		27.000	195,000			140,000) 0	1,687.000
2005	1.687.000	936,000	167,000	11,000		520.000	270,000	48.000		195,000			140,000) 0	1,687,000
2006	1.687.000	936,000	167,000	11,000	138.000	620,000		48,00 0	27.000					ol a	1,687,000
2007	1,687,000	936,000	167,000	11,000	138.000	620.000		48.000	27.000	195,000					1,687,000
2007	1.687.000	938.000	167.000	11,000	138.000	620.000	270.00G	48 000	27,000	195,000	230.000	304,000			

RESOURCES	GARBAGE	TRASH	TOTAL
* TOTAL @ 1 75M	870,000	66,000	936,000 (93%G/7%T)
		196,000	195.000 (RTI)
** TOTAL @ 1 59M	870,000	66,000	936,000 (93%G/7%T)
		270,000	270.000 (RTI)
TOTAL @ 1.69M	870,000	66,000	936,000 (93%G/7%T)
w/o 100,000 to WTI		270,000	270,000 (RTI)
TOTAL	. WASTE STREAM	PERCENTAGES	
@1.69 MILLIONS TO	ons		
GARBAGE 56 4%			952.000
TRASH 43 3%			730,000
SPECIAL 0 3%			5.000
TOTAL			1,687,000

		<u>·</u>		
REMAINING CAPACITY BY FACILITY		South Dade	North Dade	South Dade (w/o cell 5)
REMAINING CAPACITY OF FACE	Ashfill	Capacity **	Capacity ***	(le less 4.4 m tons)
Year	Capacity *	9.148,000	3,943.000	4,748,000
Base Capacity	3,150,000	8,825,000	3,671,000	4,425,000
2000	3,003.000	8,595,000	3,407,000	4,195,000
2001	2.865.000	8,365,000	3,143,000	3,965,000
2002	2.727.000	8,135,000	2,779,000	3,735,000
2003	2.589.000	7,905,000	2.415.000	3,505.000
2004	2.451,000	7.675.000	2,051,000	3,275.000
2005	2,313.000	7,445,000	1,687,000	3,045.000
2006	2.175.000	7,215.000	1,323,000	2,815,000
2007	2.037.000	6.985.000	959,000	2,585,000
2008	1,899,000	6.755.000	595,000	2,355,000
2009	1,761,000	6,525.000	231,000	2,125,000
2010	1,623.900	6,295,000	C	1,895.000
2011	1,485,000	6.065.000	c	1,665,000
2012	1,347,000	5.835.000	0	1,435,000
2013	1,209,000	5,605,000	٥	1,205,000
2014	1,071,000	5,375.000	0	975.000
2015	933.000	5.145.000	0	745,000
2016	795,000	4,915,000	0	515.000
2017	657.000	4,685,000	0	285.000
2018	519.000	4,455,000	0	55,000
2019	381,000 243,000	4,225,000	0	-175.000
2020	243.000 105.000	3,995,000	0	-405.000
2021	0	3,732,000	0	-868.000
2022	0	3,364.000	0	-1,036,000
2023	3	2,996,000	0	-1,404.000
2024	Ö	2,628,000	o o	-1,772.000
2025	0	2,260,000	0	-2,140.000
2026	ë	1,692,000	0	-2,508.000
2027	ō	1,524,000	0	-2.876.000
2028	0	1,156.000	0	-3,244,000
2029	0	788.000	0	-3.612.000
2030	Ō	420.000	0	-3,980.000
2031	ō	52.000	0	-4,348,000
2032	0	-316,000	0	-4,715,000 5,004,000
2033 2034	o o	-684,000	0	-5,084,000
2035	0	-1,052,000	0	-5.452.000
	o o	-1,420,000	0	-5.820.000
2036	0	-1,788.000	0	-6.188.000
2037 2038	0	-2,156,000	0	-8.558.000 -8.034.000
2039	0	-2.524.000	0	-6.924.000
CA1a				
				19
Total Remaining Years	21	32	10	,,,
Total Total and Total a				

"Agrife capacity includes cast 17-20 caris 19-20 have not been constructed."
"South Dade includes cast 3,4 and 5 call 5 has not been constructed. Once ashift capacity is used up ash goes to South Dade. Assumes at supers consumes capacity, whether or not it is used as cover ""North Dade capacity represents buildout of the faceinty. When North Dade landfé capacity is decleted trash is asported at capacity flower are derived from the Capacity of Marin-Dade County Landfer second prepared by the Engineering Division of the Department of Sorid Waste Management. Dated October 1995.

08/28/2000

MEMORANDUM

TO:

Dianne O'Quinn-Williams, Director

DATE:

September 5, 2001

Department of Planning and Zoning

SUBJECT: Concurrency Approval

FROM:

Vivian Donnell Rodriguez

Director

Park and Recreation Department

MAS

This memorandum updates the blanket concurrency approval memo of July 20, 2000. There is an adequate level of service for all unincorporated areas. as shown on the attached table, and we project that there will be sufficient surplus capacity to maintain an adequate level of service for one additional уеаг.

This approval is valid for one year. If conditions change prior to that, I will inform Helen Brown, Concurrency Administrator of your department.

Attachment

VDR: WHG:BF:RK

cc: Helen Brown, Metropolitan Planning, DP&Z

W. Howard Gregg, Asst. Director for Planning & Development, PARD Dr. Barbara Falsey, Chief, Planning and Research Division, PARD

AS PER HELEN BROWN: EXP. PATE ON THIS 15 7-20-02

2001 PARK LOCAL OPEN SPACE BASED ON BENEFIT DISTRICTS - UNINCORPORATED AREA

PBD 1995		Accrued	Total	Need @	Exist	ing Local Open	Total Local	Surplus (Deficit)	ьеvel of	
	Population	Population	Population	on 2.75 Acres Per 1000 (Acres)	Park Acres	School field Acres	1/2 Private Acres	Open Space	Acres	Service
====	**********	: ::::::::::::::::::::::::::::::::::::	: : : : : : : : : : : : : : : : : : :		=======================================		=======================================		=======================================	
,	454,457	59,261	513.718	1,412.70	1,198.25	702.34	85.32	1,985.91	573.21	1.409
2	495,397	56,175	551.572	1,516.82	1,598.06	508.33	139.79	2,246.18	729.36	1.48
3	136,815	17,315	154,130	423.86	578.93	177.20	6.90	763.03	339.17	1.800
====		=======================================	: 	=======================================	=======================================	:=====================================		********		18825255:
T :	1.086.669	132,751	1.219.420	3.353.38	3.375.24	1,387.87	232.01	4,995.12	1,641.74	1.56